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JOURNAL OF PROCEEDINGS

OF THE

City-County Council

OF

INDIANAPOLIS-MARION COUNTY

State of Indiana

FROM

January 1, 1993 to December 31, 1993

Printed and Published Under the Authority of the
City-County Council of Indianapolis-Marion County

CITY-COUNTY OFFICIALS
AND
EXECUTIVE PERSONNEL

As of December 31, 1993

Mayor ..... Stephen Goldsmith

CITY-COUNTY COUNCIL OFFICERS

President ..... Beurt R. SerVaas
Vice President/Majority Leader ..... Stephen R. West
Minority Leader ..... Rozelle Boyd
Clerk of the Council ..... Beverly Rippy

CITY-COUNTY COUNCIL MEMBERS

First District ..... Gordon G. Gilmer
Second District ..... Beurt R. SerVaas
Third District ..... William G. Schneider
Fourth District ..... William A. Dowden
Fifth District ..... Linda Beadling
Sixth District ..... Elwood C. Black
Seventh District ..... Stuart W. Rhodes
Eighth District ..... Randy J. Shambaugh
Ninth District. ..... Monroe Gray, Jr.
Tenth District ..... Paul Jones
Eleventh District ..... Rozelle Boyd
Twelfth District ..... Betty M. Ruhmkorff
Thirteenth District ..... Cory O'Dell
Fourteenth District ..... Z. Mae Jimison
Fifteenth District ..... Mary B. Moriarty
Sixteenth District ..... Maggie M. Brents
Seventeenth District ..... Jeffrey Golc
Eighteenth District ..... Phillip Hinkle
Nineteenth District ..... Kenneth Giffin
Twentieth District ..... Timothy M. Mullin
Twenty-first District ..... Frank T. Short
Twenty-second District ..... Susan Williams
Twenty-third District ..... David Smith
Twenty-fourth District ..... Beulah A. Coughenour
Twenty-fifth District ..... Philip Borst
At Large ..... Carlton E. Curry
At Large ..... Ron Franklin
At Large ..... W. Tobin McClamroch
At Large ..... Stephen R. West

COMMITTEES OF THE CITY-COUNTY COUNCIL

Committee on Committees
Beurt SerVaas, Chairman
Rozelle Boyd
Stephen West

Administration and Finance
Stuart Rhodes, Chairman
Elwood Black
Beulah Coughenour
Z. Mae Jimison
Cory O'Dell
Betty Ruhmkorff
Randy Shambaugh
Frank Short

Community Affairs
Betty Ruhmkorff, Chairman
Elwood Black
Maggie Brents
Beulah Coughenour
Ron Franklin
Monroe Gray, Jr.
W. Tobin McClamroch
David Smith

Economic Development
Kenneth Giffin, Chairman
Ron Franklin
Paul Jones
Timothy Mullin
Betty Ruhmkorff
David Smith
Susan Williams

Metropolitan Development
Philip Borst, Chairman
Rozelle Boyd
Maggie Brents
Gordon Gilmer
W. Tobin McClamroch
Randy Shambaugh
David Smith
Susan Williams

Municipal Corporations
William Schneider, Chairman
Linda Beadling
Elwood Black
Carlton Curry
Kenneth Giffin
Jeffrey Golc
Phillip Hinkle
Cory O'Dell
Frank Short

Parks and Recreation
Cory O'Dell, Chairman
Kenneth Giffin
Monroe Gray, Jr.
Paul Jones
Timothy Mullin
Stuart Rhodes
William Schneider
Randy Shambaugh

Public Safety & Criminal Justice
William Dowden, Chairman
Philip Borst
Carlton Curry
Ron Franklin
Gordon Gilmer
Jeffrey Golc
Z. Mae Jimison
Mary Moriarty
William Schneider

Public Works
Beulah Coughenour, Chairman
Linda Beadling
Rozelle Boyd
Monroe Gray, Jr.
Phillip Hinkle
Paul Jones
W. Tobin McClamroch
Timothy Mullin
Stuart Rhodes

Rules and Public Policy
Carlton Curry, Chairman
Philip Borst
Rozelle Boyd
William Dowden
Beurt SerVaas
Frank Short
Stephen West

Transportation
Gordon Gilmer, Chairman
Linda Beadling
Maggie Brents
William Dowden
Phillip Hinkle
Mary Moriarty
Cory O'Dell
Susan Williams

CALENDAR OF SESSIONS OF THE CITY-COUNTY COUNCIL

January 04, 1993
January 25, 1993
February 08, 1993
February 22, 1993
March 15, 1993
April 12, 1993
April 26, 1993
May 10, 1993
May 24, 1993
June 07, 1993
June 21, 1993
July 12, 1993
August 02, 1993
August 23, 1993
September 13, 1993
September 27, 1993
October 11, 1993
October 25, 1993
November 08, 1993
November 22, 1993
December 13, 1993

CITY OFFICIALS

Deputy Mayor	Joseph Loftus
Deputy Mayor	Nancy Silvers
Office of Controller	James H. Steele, Jr.
Purchasing Division	Andrea Knox Gregg
Office of Corporation Counsel	Sue Beesley
Office of Youth and Family Services	Joseph Wynns
Cable Communications Agency	Jayne Gerdeman
Internal Audit	Michael Humphreys
Department of Administration	Joseph Loftus
Department of Metropolitan Development	Dan Kozlowski
Department of Parks and Recreation	Leon Younger
Department of Public Works	Michael Stayton
Department of Public Safety	Michael E. Beaver
Department of Transportation	E. Mitchell Roob

MARION COUNTY OFFICIALS

Clerk of the Circuit Court	Faye I. Mowery
Community Corrections	Julie von Arx
Cooperative Extension Service	Ned Kalb
Court Administrator Agency	Stephen Engelking
County Assessor	Bernard J. Gohmann, Jr.
County Auditor	John von Arx
County Commissioner	Bernard J. Gohmann, Jr.
County Commissioner	John von Arx
County Commissioner	Mary A. Buckler
County Coroner	Karl Manders, M.D.
County Election Board	Faye Mowery
County Prosecutor	Jeffrey Modisett
County Recorder	Joan Romeril
County Surveyor	Jack A. Irwin, L.S.
County Treasurer	Mary A. Buckler
County Sheriff	Joseph G. McAtee
Forensic Services Agency	James Hamby
Information Services Agency	John Cox
Marion County Children's Guardian Home	Paul Browne
Marion County Healthcare Center	Kenneth Adkins
Marion County Justice Agency	Michael Beaver
Marion County Public Defender Agency	Frances Watson Hardy
Voters Registration	Janet E. Richhart

TOWNSHIP ASSESSORS

Center Township Assessor . . . . . James P. Maley, Jr.
Decatur Township Assessor . . . . . Charles L. Coleman
Franklin Township Assessor . . . . . Clara L. Druen
Lawrence Township Assessor . . . . . Jack Graves
Perry Township Assessor . . . . . Mary K. Gillum
Pike Township Assessor . . . . . Marilyn M. Smith
Warren Township Assessor . . . . . Allen L. Durnil
Washington Township Assessor . . . . . Richard L. Cunningham
Wayne Township Assessor . . . . . Charles R. Spears

COURTS

Marion County Circuit Court . . . . . John M. Ryan
Marion County Drug Court . . . . . Jay Haggerty
Municipal Court, Presiding Judge . . . . . Evan Goodman
Superior Court, Criminal, 1 . . . . . Paula E. Lopossa
Superior Court, Criminal, 2 . . . . . Webster L. Brewer
Superior Court, Criminal, 3 . . . . . John R. Barney, Jr.
Superior Court, Criminal, 4 . . . . . Patricia J. Gifford
Superior Court, Criminal, 5 . . . . . Gary L. Miller
Superior Court, Criminal, 6 . . . . . Carr Darden
Superior Court, Criminal Probation . . . . . George Walker
Superior Court, Juvenile Division . . . . . James W. Payne
Superior Court, Probate Division . . . . . Charles J. Deiter
Superior Court, Civil, 1 . . . . . Anthony J. Metz III
Superior Court, Civil, 2 . . . . . Kenneth H. Johnson
Superior Court, Civil, 3 . . . . . Patrick L. McCarty
Superior Court, Civil, 4 . . . . . Cynthia J. Ayers
Superior Court, Civil, 5 . . . . . James S. Kirsch
Superior Court, Civil, 6 . . . . . John F. Hanley
Superior Court, Civil, 7 . . . . . Gerald S. Zore
Superior Court, Title IV-D Court . . . . . Barbara A. Collins

MEMBERS OF OFFICIAL BOARDS

City-County Administrative Board
Caterina Cregor, Chairwoman
John von Arx
James H. Steele, Jr.
Ruby Miller
Ray Battey

License Review Board
Bradley Skolnik, Chairman
Cindy Beeman
Kris Butler

Metropolitan Development Commission
James A. Wade, Jr., President
Michael Rodman
Bill Brown
James J. Curtis, Sr.
Jack Hall
Lois Horth
Mary Anne Mills
Julie Scott
Randolph L. Snyder

Board of Zoning Appeals, Division I
Charles Montgomery, Chairman
Alan Rutherford
Richard Davis
Cleothus Pate
Joanna Walker

Board of Zoning Appeals, Division II
Diane Liptack, Chairman
Mark Gibson
Barbara Evans
Stephen Johnes
Frank Russell

Board of Zoning Appeals, Division III
W. James Wood, Chairman
Robert Lugar
Mary Jane Klepek
Timothy Sexton
David Shirley

Indianapolis Historic Preservation Commission
George W. Geib, President
Richard Guernsey
William Browne, Jr.
John R. Cox
Josephine Weathers-Rogers
Lori Efroymson
Ann E. Scheele
Robert LaRue
Amy MacDonell

Air Pollution Control Board
Robert S. Daly, Chairman
Dwigh Boyd
Dennis Gehlhausen
Robert Hendren
David W. Hoppock
William Laque
David Rees
Ingrid Ritchie
Brice Tressler

Board of Public Works
Barry Baer, Chairman
Tony Buford
Jack Hall
Arno Haupt
Kenneth Hughes
Tamara Hall

Police Merit Board
Alan R. Kimbell, President
Edwin T. French, Jr.
Lerona J. Mitchell
Merrill Moores
Michael Morken
Larry Wallace

Fire Merit Board
Ralph Winkler, President
Richard Harding
Pat Chastain
Jose Antonio Cuevas
Ronald L. Cummings
C. Michael Pitts

Board of Public Safety
Michael Beaver, President
Lesa Decker
Richard Dickinson
Rudolph Hightower
Elliott Nelson

Board of Parks and Recreation
Leon Younger, Chairman
Ray Irvin
Sally Lanham
Jesse Moore
Milton Thompson

Transportation Board
E. Mitchell Roob, Jr., Chairman
Holley Holmes
Howard Howe
Joe-Rene Hunter
Walter Niemczura

History of the Common Council of the City of Indianapolis

Indianapolis was established as a town in 1821. It was at this time that a commission, appointed by the legislature, selected this location as a site for a seat of government of the State of Indiana.

The town of Indianapolis conducted its affairs pursuant to the general laws of the state until 1832. In this year the town was incorporated and was governed by a board of five trustees.

In 1838, pursuant to a special act of the legislature, Indianapolis was reincorporated and placed in the hands of its first town council composed of a president and six members.

The Common Council continued in a large measure to control the affairs of Indianapolis as a town and as a city under various so-called charters or grants of the legislature until 1891.

Under a special act of the legislature of 1891 for the city of Indianapolis, a somewhat different form of government was established. While the council continued to exercise broad control over the city's affairs, various executive departments of the city were provided such as Public Works, Public Safety, Public Parks and Public Health, and were conducted by boards appointed by the mayor. These boards were granted specific powers and duties concerning the city's business previously exercised by the council through committees subject, however, in some cases to approval of the council in all matters of expenditure of money and appropriation of funds by the council.

For some time prior to 1891 the city of Indianapolis was divided into 25 wards represented by 25 ward councilmen. Their term of office was two years and they were eligible for re-election. At this time there was also a separate body operating in conjunction with the council called the Board of Aldermen, composed of ten aldermen representing five aldermanic districts, two being elected from each district.

Under the 1891 act, the Board of Aldermen was abolished and a common council of 21 members was established. Fifteen members were elected to represent 15 wards and six members were elected to represent the city at large.

This form of council continued to exist in Indianapolis under the general cities and towns act of 1905. The act of 1905, while often referred to as the Indianapolis Charter, is very largely a re-enactment of the 1891 Indianapolis Charter, modified to make the Indianapolis system applicable to all classes of cities of the state. The 1905 law increased the term of mayor and councilman to four years and prohibited re-election.

In 1909 a novel councilmanic law for Indianapolis alone was passed by the legislature. That law limited the number of councilmen to nine. The law provided for the nomination of six candidates by each party, one from each of six councilmanic districts. In the election all of the voters of the city could vote for any nine candidates and the nine receiving the highest number of votes were elected. This law insured a minority representation in the council of at least three members. In 1949 the legislature amended the statutes to permit councilmen to succeed themselves.

History of the City-County Council of the City of Indianapolis

In 1969 the legislature enacted a law, popularly known as the "Unigov Act," which consolidated the city and county into one governmental unit. The act further provided for the creation of an interim City-County Council which served as the legislative body for the city and county until the new twenty-nine member council was elected in November 1971 and took office in January of 1972.

The council is composed of twenty-five members elected from single member districts and four members elected to at-large by voters of the entire county.

Unified Government of Indianapolis-Marion County is an attempt to make metropolitan government simpler, more functional and more responsive to citizens' needs. Under the new structure, six major departments replaced the more than sixty which were in existence previously.

EXECUTIVE HEADS OF THE CITY OF INDIANAPOLIS UNDER VARIOUS FORMS OF ORGANIZATION

PRESIDENTS OF BOARDS OF TRUSTEES

Henderson, Samuel . . . . . October 12, 1832 to September 30, 1833
Edgar, James (resigned as Trustee) . . . . . September 30 to December 9, 1833
Blythe, Benjamin I. . . . . March 7, 1834 to February 14, 1835
Morrison, Alexander F. . . . . February 14 to October 2, 1835
Palmer, Nathan B. . . . . October 2, 1835 to April 13, 1836
Lockerbie, George . . . . . April 13, 1836 to April 4, 1837
Soule, Joshua . . . . . April 3, 1837 to April 2, 1838

PRESIDENTS OF TOWN COUNCIL

Morrison, James . . . . . 1838 to 1839
Palmer, Nathan B. . . . . 1839 to 1840
Coburn, Henry P. . . . . 1840 to 1841
Sullivan, William (resigned November 12, 1841) 1841
Culley, David V. . . . . 1841 to 1844; 1850 to 1853
Wilson, Lazarus B. . . . . 1844 to 1845
Levy, Joseph A. . . . . 1845 to 1847
Rooker, Samuel S. (resigned November 1, 1847) 1847
Cady, Charles W. . . . . 1847 to 1848

MAYORS

Henderson, Samuel . . . . . 1847 to 1849
Newcomb, Horatio C. (resigned November 7, 1851) . . . . . 1849 to 1851
Scudder, Caleb . . . . . 1851 to 1854
McCready, James . . . . . 1854 to 1856
West, Henry F. (died November 8, 1856) 1856
Coulon, Charles (to fill vacancy until November 22, 1856) 1856
Wallace, William John (resigned May 3, 1858) . . . . . 1856 to 1858
Maxwell, Samuel D. . . . . 1858 to 1863
Caven, John . . . . . 1863 to 1867; 1875 to 1881
Macauley, Daniel . . . . . 1867 to 1873
Mitchell, James L. . . . . 1873 to 1875
Grubbs, Daniel W. . . . . 1881 to 1884
McMaster, John L. . . . . 1884 to 1886
Denny, Caleb S. . . . . 1886 to 1890
Sullivan, Thomas L. . . . . January 1, 1890 to October 12, 1893
Denny, Caleb S. . . . . October 12, 1893 to 1895
Taggart, Thomas . . . . . October 10, 1895 to 1901
Bookwalter, Charles A. . . . . October 10, 1901 to 1903
Holtzman, John W. . . . . October 15, 1903 to 1905
Bookwalter, Charles A. . . . . 1905 to 1909
Shank, Samuel Lewis (resigned November 28, 1913) . . . . . 1910 to 1913
Wallace, Harry R. 1913
Bell, Joseph E. . . . . 1914 to 1917
Jewett, Charles W. . . . . 1918 to 1921
Shank, Samuel Lewis . . . . . 1922 to 1925
Duvall, John L. (disqualified September 22, 1927) . . . . . 1926 to 1927

Slack, L. Ert . . . . . 1927 to 1929
Sullivan, Reginald H. . . . . 1930 to 1934
Kern, John W. (resigned September 2, 1937) . . . . . 1935 to 1937
Boetcher, Walter C. . . . . 1937 to 1938
Sullivan Reginald H. . . . . 1939 to 1942
Tyndall, Robert H. (died July 9, 1947) . . . . . 1943 to 1947
Denny, George L 1947
Feeney, Al G. (died Nobember 12, 1950) . . . . . 1948 to 1950
Bayt, Phillip L. (resigned November 24, 1951) . . . . . 1950 to 1951
Emhardt, Christian J. 1951
Clark, Alex M. . . . . 1952 to 1956
Bayt, Phillip L. (resigned December 31, 1958) . . . . . 1956 to 1958
Boswell, Charles H. (resigned August 6, 1962) . . . . . 1959 to 1962
Losche, Albert H. . . . . 1962 to 1963
Barton, John J. . . . . 1964 to 1968
Lugar, Richard G. . . . . 1968 to 1975
Hudnut, William H. III . . . . . 1976 to 1991
Goldsmith, Stephen 1992

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MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, JANUARY 4, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, January 4, 1993, with Councillor SerVaas presiding.

Councillor Hinkle led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

ORGANIZATION OF COUNCIL

Selection of Temporary Presiding Officer

The President asked for consent for Robert G. Elrod, Parliamentarian, to act as the temporary chairman of the meeting. Consent was given. The President passed the gavel to Mr. Elrod.

Election of Officers

Mr. Elrod opened the floor for nominations for President of the Council. Councillor Gilmer nominated Councillor SerVaas for President. Councillor Moriarty seconded the nomination. Councillor Short moved, seconded by Councillor Curry, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor SerVaas as President.

Mr. Elrod opened the floor for nominations for Vice President. Councillor Black nominated Councillor West for Vice President, seconded by Councillor Moriarty. Councillor Short moved, seconded by Councillor Giffin, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor West as Vice President.

Mr. Elrod opened the floor for nominations for Clerk of the Council. Councillor Rhodes nominated Beverly S. Rippy for Clerk of the Council, seconded by Councillor Ruhmkorff. Councillor Short moved, seconded by Councillor Beadling, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Beverly S. Rippy as Clerk of the Council.

Certification of Caucus Leaders

Mr. Elrod stated that he has certifications that Councillor West has been selected as leader of the Republican Caucus and Councillor Boyd has been selected as leader of the Democrat Caucus.

Mr. Elrod returned the gavel to President SerVaas.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Boyd introduced Matthew Kilpatrick, President of the Amalgamated Transit Union Local 1070. Councillor Black expressed his appreciation to his constituents who sent him Christmas cards.

OFFICIAL COMMUNICATIONS

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 4, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

December 18, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:
Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, December 23, 1992: (1) a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 651, 653, 654, 1992, to be held on Monday, January 4, 1993, at 7:00 p.m., in the City-County Building; and (2) a copy of LEGAL NOTICE on General Ordinance No. 153, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 90, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Ten Thousand Three Hundred Thirty-two Dollars ($10,332) in the County General Fund for purposes of the Voter Registration and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 91, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) transferring and appropriating an additional Five Hundred Ninety-one Thousand Nine Hundred Seventy-one Dollars ($591,971) in the Indianapolis Housing Authority Fund for purposes of the Department of Metropolitan Development, Public Housing Division, and reducing certain other appropriations for that Division.

FISCAL ORDINANCE NO. 92, 1992, reallocating Three Hundred Seventy-Five Thousand Dollars ($375,000) from the E-911 Fund to the County General Fund.

FISCAL ORDINANCE NO. 93, 1992, reallocating One Hundred Thirty Four Thousand Dollars ($134,000) from the County General Fund to the Supplemental Public Defender Fees Fund.

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1992, amending the Solid Waste Collection Special Service District Annual Budget for 1992 (Solid Waste Collection Special Service District Fiscal Ordinance No. 1, 1991) transferring and appropriating an additional Three Hundred Thousand Dollars ($300,000) in the Solid Waste Collection Special Service District Fund for purposes of the Department of Public Works and reducing certain other appropriations for the department.

SPECIAL RESOLUTION NO. 92, 1992, extending the expiration date of the existing Inducement Resolution for Meadows Revival, Inc. through June 30, 1993.

SPECIAL RESOLUTION NO. 93, 1992, extending the expiration date of the existing Inducement Resolution for Homeward Partners, Inc. through June 30, 1993.

SPECIAL RESOLUTION NO. 94, 1992, approving an Inducement Resolution for CORE General partnership in an amount not to exceed $10,000,000 for the acquisition, construction, renovation, installation and equipping of the existing Wingate Village Apartments which are located on East 38th Street between Mitthoeffer and German Church Roads.

SPECIAL RESOLUTION NO. 95, 1992, approving the sale of certain real estate of the Department of Public Safety.

SPECIAL RESOLUTION NO. 96, 1992, determining a need to lease office space at 5257 North Tacoma Avenue for the Washington Township Assessor.

SPECIAL RESOLUTION NO. 97, 1992, authorizing the leasing of space to provide offices for the Prosecuting Attorney.

GENERAL RESOLUTION NO. 12, 1992, approving the sale of the Certificate of Need to The Health and Hospital Corporation (H&H) and approving the execution of a Purchase Agreement between the Board of Commissioners of Marion County and H&H.

GENERAL ORDINANCE NO. 156, 1992, amending the Code concerning air pollution permit fees and the creation of a special, non-reverting fund.

GENERAL ORDINANCE NO. 157, 1992, amending the Code concerning the billing and collection of charges and fees for the use of the sewer system.

GENERAL ORDINANCE NO. 158, 1992, amending and recodifying certain benefits provided for sworn members of the Indianapolis Police Department.

GENERAL ORDINANCE NO. 159, 1992, amending the Code by revising certain benefits provided for sworn members of the Indianapolis Fire Department.

GENERAL ORDINANCE NO. 160, 1992, amending the Code by revising certain benefits provided for sworn members of the Marion County Sheriff's Department.

GENERAL ORDINANCE NO. 161, 1992, amending the Code by authorizing intersection controls for McFarland Farms subdivision (District 24).

GENERAL ORDINANCE NO. 162, 1992, amending the Code by authorizing intersection controls for Allangale Woods subdivision (District 23).

GENERAL ORDINANCE NO. 163, 1992, amending the Code by authorizing intersection controls for various locations located in the City (Districts 16, 24, 19).

GENERAL ORDINANCE NO. 164, 1992, amending the Code by authorizing a multi-way stop at Pappas Drive and Yucatan Drive (District 23).

GENERAL ORDINANCE NO. 165, 1992, amending the Code by authorizing a multi-way stop at Spring Lane and Pershing Road (District 2).

GENERAL ORDINANCE NO. 166, 1992, amending the Code by authorizing a multi-way stop at Village Avenue and Gimber Street (District 21).

GENERAL ORDINANCE NO. 167, 1992, amending the Code by authorizing parking restrictions on English Avenue east of St. Peter Street (District 21).

GENERAL ORDINANCE NO. 168, 1992, amending the Code by deleting parking restrictions on Sutherland Avenue from Park Avenue to College Avenue.

GENERAL ORDINANCE NO. 169, 1992, amending the Code by authorizing restrictions on Northeastern Avenue on the west side from Southeastern Avenue to a point 125 feet north of Southeastern Avenue (District 23).

GENERAL ORDINANCE NO. 170, 1992, amending the Code by authorizing a change in the speed limit on Southeastern Avenue from Raymond Street to McGaughey Road from 45 mph to 40 mph (District 23).

GENERAL ORDINANCE NO. 171, 1992, amending the Code by authorizing a change in the speed limit on Southport Road between McFarland Road and Madison Avenue from 30 mph to 25 mph (District 20).

GENERAL ORDINANCE NO. 172, 1992, amending the Code by changing the speed limit on 30th Street from 35 mph to 30 mph between Fall Creek North Drive and Martindale Avenue (District 22).

GENERAL ORDINANCE NO. 173, 1992, amending the Code by authorizing an 11,000 pound weight limit restriction on Fall Creek Road between Kessler Boulevard and Shadeland Avenue and by deleting the 11,000 pounds weight limit restriction on 56th Street between Emerson Avenue and I-465 (District 4).

GENERAL ORDINANCE NO. 174, 1992, amending the Code by authorizing an 11,000 pound weight limit restriction on Routiers Avenue from 30th Street to 25th Street, on Roy Road from Post Road to Routiers, and on Boehning Avenue from 25th Street to Routiers Avenue (District 12).

GENERAL ORDINANCE NO. 175, 1992, amending the Code by deleting weight limit restrictions on Morris Street from Madison Avenue to Shelby Street and on Prospect Street from Madison Avenue to Shelby Street (Districts 16, 21, 25).

GENERAL ORDINANCE NO. 176, 1992, amending the Code by extending the current solid waste disposal user fee for 1993.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 656, 1992. The proposal approves a schedule of regular council meetings for the year 1993. President SerVaas said that at the December 14, 1992 Council meeting

Councillor Rhodes offered some changes to the 1993 calendar. The 1993 schedule has been changed and has been resubmitted. Proposal No. 656, 1992, as amended, was adopted by a unanimous voice vote.

Proposal No. 656, 1992, as amended, was retitled COUNCIL RESOLUTION NO. 1, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 1, 1993

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1993.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the following schedule of regular meetings for the year 1993:

1) Monday, January 04, 1993
2) Monday, January 25, 1993
3) Monday, February 08, 1993
4) Monday, February 22, 1993
5) Monday, March 15, 1993
6) Monday, April 12, 1993
7) Monday, April 26, 1993
8) Monday, May 10, 1993
9) Monday, May 24, 1993
10) Monday, June 07, 1993
11) Monday, June 21, 1993
12) Monday, July 12, 1993
13) Monday, August 02, 1993
14) Monday, August 23, 1993
15) Monday, September 13, 1993
16) Monday, September 27, 1993
17) Monday, October 11, 1993
18) Monday, October 25, 1993
19) Monday, November 08, 1993
20) Monday, November 22, 1993
21) Monday, December 13, 1993

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $100,000 for the City-County Council's anticipated expenses relating to cable franchise matters"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 2, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $120,000 for the County Auditor to cover salary and service expenses associated with the Tax Increment Financing District projects"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 3, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $10,703,954 to repay the 1992 welfare notes"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 4, 1993. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $250,000 for the Office of the Corporation Counsel to cover contracting expenses with law firms"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 5, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Alice Buckler to

the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 6, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Stephanie S. Prichard to the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 7, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Reverend Paul Sanders to the Public Housing Advisory Council"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 8, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Charles Pechette to the Public Housing Advisory Council"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 9, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1993"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 10, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 11, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $550,000 in the County General Fund and $400,000 in the Cumulative Capital Development Fund for the County Sheriff to facilitate in paying certain salary and fringe benefits by allocating the use of Cumulative Capital Development Funds"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 12, 1993. Introduced by Councillors Beadling and Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE increasing penalties for certain uncontested ordinance violations"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 13, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1993"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 14, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 15, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1993"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 16, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of E. Mitchell Roob, Jr., as Director of the Department of Transportation for a term ending December 31, 1993"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 17, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the General Obligation Bonds of the Park District not to exceed $25,885,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 18, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the Refunding Bonds of the Park District not to exceed $7,980,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 19, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the General Obligation Bonds of the Metropolitan Thoroughfare District not to exceed $60,385,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 20, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the Refunding Bonds of the Metropolitan Thoroughfare District not to exceed $18,490,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 21, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the General Obligation Bonds of the Redevelopment District not to exceed $22,710,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 22, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the Refunding bonds of the Redevelopment District not to exceed $3,000,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 23, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the General

Obligation Bonds of the Sanitary District not to exceed $124,200,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 24, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of Refunding Bonds of the Sanitary District not to exceed $15,260,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 25, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the General Obligation Bonds of the Flood Control District not to exceed $38,680,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 26, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the issuance of the Refunding Bonds of the Flood Control District not to exceed $3,235,000"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 28, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 29, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Jon M. Bailey to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 30, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Susie Davie to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 31, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Patricia S. Nickell to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 27, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 29, 1992". The Council did not schedule Proposal No. 27, 1992 for hearing pursuant to IC 36-7-4-608. Proposal No. 27, 1992 was retitled REZONING ORDINANCE NO. 1, 1993 and is identified as follows:

REZONING ORDINANCE NO. 1, 1993. 92-Z-15 LAWRENCE TOWNSHIP.
2COUNCILMANIC DISTRICT #05.
9535 PENDLETON PIKE, INDIANAPOLIS.

KOCOLENE OIL CORPORATION, by Douglas Stephens, requests the rezoning of 10 acres, being in the D-A District, to the C-3 classification to provide for commercial uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 651, 1992. The proposal appropriates $50,000 for the County Surveyor to finalize a contract for fiscal year 1993 with the Department of Public Works concerning IMAGIS. Councillor Borst asked for consent to postpone Proposal No. 651, 1992 until January 25, 1993. Consent was given.

PROPOSAL NOS. 653 and 654, 1992. PROPOSAL NO. 653, 1992. The proposal appropriates $30,000 for the Marion County Public Defender Agency to technically amend its 1993 budget. PROPOSAL NO. 654, 1992. The proposal technically amends the 1993 budget by transferring $20,439 in pauper appeals from the Clerk of the Circuit Court's budget to the Marion County Public Defender Agency's budget. Councillor Dowden asked for consent to postpone Proposal Nos. 653 and 654, 1992 until February 8, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 80, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 80, 1992 on March 12, April 20, July 15 and December 30, 1992. The proposal, sponsored by Councillors Coughenour, Rhodes, Gilmer, Beadling, Black, Borst, Boyd, Brents, Curry, Franklin, Hinkle, Jimison, Jones, Mullin, O'Dell, SerVaas, Shambaugh, Smith, West and Williams, reorganizes the administration of cable franchise and establishes a Cable Franchise Oversight Agency. Councillor Rhodes stated that the proposal is intended to make two significant changes to current ordinances:

(1) It establishes the cable franchise agency as a separate agency reporting to the Cable Franchise Board rather than to the director of the Department of Administration.
(2) It revises the procedures relating to franchise issuance and renewals and makes it clear that the council committee, and ultimately the Council itself, is responsible for franchising decisions.

By a 5-1 vote on December 30, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 80, 1992, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Boyd, Coughenour, Curry, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
5 NAYS: Borst, Brents, Golc, Jones, Short
1 NOT VOTING: Dowden

Proposal No. 80, 1992, as amended, was retitled GENERAL ORDINANCE NO. 1, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 1993

A GENERAL ORDINANCE recodifying and amending Articles IX and X of Chapter 8½ of the Code of Indianapolis and Marion County as a new Article I of Chapter 285 of the Revised Code of the Consolidated City

and County concerning the cable communications agency, and amending Article II of Chapter 8½ of the Code 8of Indianapolis and Marion County.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Article I in Chapter 285 (which is a revision and recodification of Articles IX and X of Chapter 8½ of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER 285. SPECIAL AGENCIES
ARTICLE I. CABLE COMMUNICATIONS AGENCY

Sec. ~~8½-126~~ 285-101. ~~Office~~ Agency created.

There is hereby created ~~within the office of the director of the department of administration a new office to be known as the "cable communications office."~~ a cable communications agency as a separate agency of the consolidated city, responsible to the cable franchise board.

Sec. ~~8½-127~~ 285-102. ~~Administrator~~ Executive Secretary and Staff.

~~The administrator of t~~The cable communications ~~division~~ agency shall be ~~appointed by and serve at the pleasure of the director of the department of administration~~ administered by an executive secretary appointed by the cable franchise board and approved by the council committee responsible for cable franchises. The executive secretary shall appoint the agency staff subject to confirmation by the board and council committee.

Sec. ~~8½-128~~ 285-103. Powers and functions.

(a) The ~~cable communications office~~ agency shall be responsible for administrative supervision of franchisee compliance with the provisions of ~~this chapter~~ the Code and of franchisee contractual obligations created by the respective franchise agreements.

(b) The ~~cable communications office~~ agency shall provide the administrati~~on~~ve and staff support for the cable franchise board.

~~(c) The cable communications office shall be responsible for coordinating of all city activities with respect to cable communications.~~

(~~d~~c) The ~~cable communications office~~ agency shall receive and respond to citizens' concerns and complaints about cable communications and may refer the same to the ~~community affairs~~ rules and public policy committee or the cable franchise board.

~~(d) The cable communications office shall advise the government of the city in the formulation and implementation of policy on cable communications and to promote citizen participation in that process by means of public information programs and otherwise.~~

~~(e) The cable communications office may assist in the formulation of policy concerning appropriation of funds for (i) the production of materials for use on access channels, (ii) the construction and maintenance of facilities for such production, and (iii) the education of the public in the use of such facilities; and to make written recommendations to the council and the mayor regarding the making of applications for financial assistance and the use of grant funds received pursuant to such application.~~

(e) The agency shall be responsible for coordination of all governmental and related non-governmental activities with respect to cable communications.

(f) The agency shall be responsible for the operation of the governmental access cable channel.

Sec. ~~8½-138~~ 285-111. Cable franchise board ~~C~~created.

There is hereby ~~created~~ established a cable franchise board.

Sec. ~~8½-139~~ 285-112. Membership.

The cable franchise board shall consist of five (5) members selected as follows:

~~(1) The director of the department of administration shall be a member of the board and serve as its executive secretary.~~

(~~2~~1) ~~One~~ Two (2) members shall be appointed by the mayor to serve at his pleasure.

(~~3~~2) Three (3) members shall be appointed by the city-county council to serve at its pleasure, one of whom shall be selected by the board as its chairman.

The initial appointments after the adoption of this section shall be for staggered terms, and until their successors are appointed and qualify. The mayor and council each shall appoint one member for a term ending December 31, 1993; and the other appointments shall be for terms ending December 31, 1994. If a vacancy occurs the appointment shall be for the unexpired term. After expiration of the original terms, all appointments shall be for two year terms expiring on December 31.

Sec. ~~8½-140~~ 285-113. Powers of board.

(a) The cable franchise board shall exercise all authority and responsibility as established by Chapter 8½ ~~of this Code~~ the Code of Indianapolis and Marion County.

(b) The cable ~~communications~~ franchise board shall have all ~~statutory~~ powers of a board of public works respecting cable television franchising or communications ~~which powers are hereby expressly transferred to the cable franchise board~~ and all powers expressly created for the board or city under any cable television franchise agreement.

(c) The cable franchise ~~oversight~~ board shall supervise the cable ~~franchise administration~~ communications agency.

(d) The cable franchise ~~oversight~~ board shall advise local government in the formulation and implementation of policy on cable communications, governmental, educational and public access issues and promote citizen participation in that process by dissemination of information and encouragement of other governmental, educational, and public entities to participate.

(e) The cable franchise ~~oversight~~ board may assist in the formulation of policy concerning appropriation of funds for (i) the production of materials for use on access channels, (ii) the construction and maintenance of facilities for such production, and (iii) the education of the public in the use of such facilities; and to make written recommendations to the council and the mayor regarding the making of applications for financial assistance and the use of grant funds received pursuant to such applications.

(f) The cable franchise ~~oversight~~ board may recommend and assist in the creation of a nonprofit Public, Educational and Governmental Access Corporation to promote and develop maximum community involvement in and use of cable television for public, educational and governmental and other nonprofit purposes and to administer use of access channels. Such access corporation may be funded by: (1) Foundation, corporate, governmental, other philanthropic grants and private donations; and (2) The allocation of all appropriate funds from each cable television franchise fee.

Sec. ~~8½-129~~ 285-121. Council oversight.

(a) Whenever the ~~administrator of the cable communications office~~ executive secretary or the cable franchise board determines that an issue raised with respect to cable communications is beyond the authority of the ~~office~~ agency or board or raises questions of the public policy, such issues may be referred to a committee of the council. With the consent of the president of the council, such issues will be referred either to the administration and finance committee or the ~~community affairs~~ committee on rules and public policy as provided in subsection (b) and (c).

(b) The following issues will be referred to the administration and finance committee:

(1) Matters affecting the budget, personnel and administrative operation of the ~~office~~ agency or the board;

(2) Revisions of standards and guidelines for ~~CATV~~ cable services franchises and recommended amendments to existing regulations;

(3) Specific applications for the granting or renewal of a franchise;

(4) Applications for approval of subscriber rates and charges or for approval of changes in such rates and charges.

(c) The following issues ~~will~~ may be referred to the ~~community affairs~~ committee on rules and public policy:

(1) Community or general public concerns with respect to cable communication services within the scope of existing franchises or regulatory ordinances;

(2) Subscriber complaints which the cable communications ~~office~~ agency is unable to resolve through conciliation or enforcement of existing franchises;

(3) Disputes as to the use of any access channel;

(4) Requests by councillors for general inquiries into constituent concerns about governmental oversight or activity respecting cable communications.

SECTION 2. The Code of Indianapolis and Marion County, specifically Article II of Chapter 8½ be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text, to read as follows:

ARTICLE II. ~~BOARD AUTHORITY AND~~
APPLICATION AND RENEWAL PROCEDURES
DIVISION 1. GENERALLY

Sec. 8½-11. Authority to approve cable and telecommunications franchis~~inges~~ ~~contracts~~.

Subject to the provisions of this article, the ~~board~~ city-county council is hereby authorized to approve one (1) or more nonexclusive franchising contracts conveying the right to construct, operate and maintain, within the public ways in the city, poles, cables and any other equipment necessary to the operation of a cable television system or other telecommunications systems.

Secs. 8½-12 - 8½-20. Reserved.

DIVISION 2. PROCEDURAL STEPS

Sec. 8½-21. Letter of intent.

(a) Any person interested in obtaining a cable television franchise may file a letter of intent expressing such interest with the board. The letter of intent must contain or be accompanied by:

(1) A description of the geographic area proposed to be served;

(2) A description of the type of service to be provided by the applicant; and

(3) An explanation of the reasons why the granting of a franchise for the area described would be in the best interests of the city and its citizens and would not adversely affect the provision of cable service by existing franchises.

(b) Upon the receipt of a letter of intent the board shall determine whether to recommend that a request for proposals for a cable franchise should be issued for the area described in the letter of intent. The board may determine to recommend issu~~e~~ance of a request for proposals for an area larger than the area requested in the letter of intent. In making its ~~determination~~ recommendation the board may conduct such investigations as it deems appropriate, provided that the board shall hold at least one public hearing at which interested parties may appear and offer evidence concerning whether a request for proposals should be issued. Notice of the time and place of the public hearing shall be given in accordance with IC 5-3-1. Personal notice of the time and place of public hearing shall be given by mail to the person who filed the notice of intent and to all other operators of cable systems regulated by this chapter. The board's decision to recommend or not recommend the issuance

of ~~or not issue~~ a request for proposals shall be made within ninety (90) days of the date on which the letter of intent was received ~~in the office~~ by the executive secretary of the ~~board~~ agency.

(c) In making its determination whether to recommend issuance of a request for proposals the board shall consider whether the grant of a franchise for the area would be in the best interests of the city and its citizens and in so determining shall consider the following factors:

(1) The need for cable service in the area;

(2) Whether the granting of an additional franchise for the area will provide an improvement in cable services in the area or in other areas in the country;

(3) Whether the granting of an additional franchise for the area will have a significantly adverse impact on the provision of cable service by other operators which have franchise to serve the area;

(4) Whether the granting of an additional franchise furthers or impedes the purposes contained in section 8½-1;

(5) Any other factors which the board considers relevant to assure the continued provision of cable services that are responsive to the needs and interests of the city and its citizens.

(d) The board's ~~determination~~ recommendation will be made in writing and made a part of the records of the board.

(e) The board's ~~determination may be reviewed by the council in its discretion, and~~ recommendation shall be filed with the clerk, and referred to the council committee assigned to review cable system franchises. Such committee shall hold a public hearing to consider the recommendation of the board. The committee shall propose that the council ~~may~~ affirm or reverse the board's ~~decision~~ recommendation by adopting a resolution ~~to that effect~~ that a request for proposals be issued or not issued. The council committee may hold such public hearings, meetings and conduct such investigations as it deems appropriate and may consider new evidence in making its determination. The council's decision shall be based on the factors set forth in subsection (c) hereof and may specify such requirements for the request for proposals as the council deems appropriate. The board's ~~determination~~ recommendation will be considered final ~~if the council does not initiate proceedings under this subsection within thirty (30) days of the board's decision or~~ if the council does not adopt a resolution as provided herein within one hundred twenty (120) days of the board's decision.

(f) Nothing in this section shall be construed to limit the power of ~~the board or~~ the council to issue a request for proposals on its own initiative.

Sec. 8½-22. Requests for proposals.

(a) In the event the ~~board~~ council determines to issue a request for proposals for a cable television franchise, it shall ~~prepare~~ cause to be prepared, for board approval, a request for proposals. ~~In its~~ The request for proposals ~~the board~~ shall establish the term of the franchise and such requirements as ~~it~~ the council and board deems appropriate, including, but not limited to, the following:

(1) That applicants provide designated channel capacity for public, educational or governmental uses and/or channel capacity on institutional networks for educational or governmental use;

(2) That applicants provide cable channels for commercial use in conformity with the requirements of Section 612 of the Act (47 U.S.C. Section 612);

(3) That applicants provide certain facilities and equipment related to the establishment or operation of the cable system;

(4) That applicants promise to provide cable service to subscribers on a nondiscriminatory basis and to provide such service to any group of residential subscribers regardless of the income of the residents of the local area in which such group resides:

(5) That the applicants agree to provide cable television service within all areas having a specified density of living units within the franchise territory. Such density shall be expressed in terms of number of living units per mile of system.

(b) The ~~board~~ request for proposals shall require an application fee ~~in its request for proposals, which fee shall be~~ in the amount of one hundred dollars ($100.00) plus two and one-half cents ($0.025) for every home or apartment, hotel or motel unit in the geographic area covered by the request for proposals.

Sec. 8½-23. Application for franchise.

(a) Upon the ~~preparation~~ approval of the request for proposals, the board shall give notice of the request for proposals by:

(1) Posting the notice in three (3) public places:

(2) Publication of the notice once each week for two (2) weeks in two (2) newspapers of general circulation in the city; and

(3) Mailing of the notice to any person the board knows to be interested in submitting an application.

The board may, in its discretion, publish the notice in any newspaper of national circulation and in trade magazines or publications of the cable television industry.

(b) The notice shall name a date upon which applications must be received at the office of the ~~board~~ clerk and shall state that the forms of the request for proposals are available at the office of ~~cable communications~~ the board. The date for the receipt of the applications shall not be ~~more~~ sooner than thirty (30) days following the first publication of the notice required by section 8½-23(a)(5).

(c) All responses to a request for proposals shall be filed with the clerk and referred to the council committee assigned to review cable franchises.

Sec. 8½-24. Contents of applications.

The ~~board~~ council committee shall reject any application which does not contain the following:

(~~a~~1) A description of the area of the requested franchise; provided that during the hearing process the board and council may consider modifications to the description of the area of franchise in any bid application.

(~~b~~2) A construction schedule. Such schedule must specify the period of time from the execution of the franchise contract within which cable television service shall be made available to areas having the density required under section 8½-22(a)(5).

(~~c~~3) A schedule indicating the initial tap-in and connection charges and the monthly rates to be charged subscribers.

(~~d~~4) A description of the insurance policies to be acquired in satisfaction of the requirements of this chapter.

(~~e~~5) A detailed statement of the corporate or other business entity organization of the applicant, including, but not limited to the following, and to whatever extent required by the city:

(i) The names, residence and business address of all officers, directors and associates of the applicant.

(ii) The names, residence and business addresses of all officers, persons and entities having, controlling or being entitled to have or control five (5) per cent or more of the ownership of the applicant and the respective ownership share of each such person or entity.

(iii) The names and addresses of any affiliate of the applicant and a statement describing the nature of any such affiliate's business activity, including but not limited to cable television systems owned or controlled by the applicant, its affiliates, and the area served thereby.

(iv) A detailed description of all previous experience of the applicant in providing cable television system service and in related or similar fields.

(v) A detailed and complete financial statement of the applicant, prepared by a certified public accountant, for the fiscal year next preceding the date of the application hereunder, or a letter or other acceptable evidence in writing from a recognized lending institution or funding source, addressed to both the applicant and the board, setting forth a clear statement of its intent as a lending institution or funding source to provide whatever capital shall be required by the

applicant to construct and operate the proposed system in the city, or a statement from a certified public accountant, certifying that the applicant has available sufficient free net and uncommitted cash resources to construct and operate the proposed system in the city, or other acceptable evidence in writing that the applicant is financially capable of constructing and operating the proposed system.

(vi) A statement identifying, by place and date, any other cable television franchises awarded to the applicant or its affiliates; the status of such franchise(s) with respect to completion thereof; the total cost of completion of such system(s); and the amount of the applicant's and its affiliate's resources committed to the completion thereof.

(~~g~~6) A copy of any agreement covering the franchise area, if existing between the applicant and any public utility subject to regulation by the Indiana Public Service Commission, providing for use of any facilities of the public utility, including but not limited to poles, lines or conduits.

Sec. 8½-25. Report on application and notification of operators.

Upon receipt of the applications for a franchise, the ~~board may~~ clerk shall refer the same to the ~~director of the cable communications office, who shall prepare~~ board, which may cause to be prepared an evaluation of the applications and a recommendation of which applicant, if any, should be granted a franchise. The ~~director's~~ board's evaluation and recommendation shall be filed with the ~~board~~ clerk within sixty (60) days. The ~~director~~ clerk shall also send written notification of the receipt of such application(s) to all cable television system operators which have a franchise governed by this chapter.

Section. 8½-26. Hearing on application.

(a) Within ~~forty (40)~~ seventy-five (75) days of receipt of the applications, ~~or receipt of the report and recommendations of the director of the cable communications office, if applicable,~~ the ~~board~~ council committee shall hold a public hearing to take evidence and hear argument on whether to grant a cable television franchise to one or more of the applicants either in the form proposed in an application, or as proposed by the board, or otherwise, and if so, the nature and extent thereof. The ~~board~~ council committee shall base its determination hereunder on the criteria contained in section 8½-27. The clerk shall give ~~N~~notice of such hearing ~~shall be given by publication~~ in accordance with IC 5-3-1, and if the council committee or board deems appropriate, in one or more trade journals of the cable television industry.

(b) At the time set for such hearing, or an adjournment thereof, the ~~board~~ council committee shall proceed to hear all written protests and other submissions and to hear evidence and argument from any interested persons in addition to any applicants or potential applicants. A record shall be kept of such hearing and the evidence presented therein.

(c) The ~~board~~ council or its committee may propound regulations to govern the conduct of such hearings so as to allow for the orderly and efficient presentation of evidence and argument, and to prevent unnecessary duplication or delay.

Sec. 8½-27. Factors governing ~~board's~~ council's determination.

(a) In making any determination hereunder, the ~~board~~ council committee shall base its decision on the following factors:

(~~a~~1) The quality of the service which the applicant promises and of which the applicant is capable;

(~~b~~2) The rates to the subscribers;

(~~c~~3) The income and expense to the city;

(~~d~~4) The needs of other users of the public right-of-way;

(~~e~~5) The effect on the ability of existing franchisees to perform their obligations under their franchise contracts;

(~~f~~6) The experience, character, background and financial responsibility of any applicant, its management and owners; and

(~~g~~7) The technical and performance quality of facilities and equipment related to the establishment or operation of a cable system; and

(~~h~~8) The demonstrated willingness and ability of any applicant to meet construction and physical requirements and to abide by policies and limitations imposed by law of franchise agreements; and

(~~i~~9) Any other considerations deemed pertinent by the board to its task of safeguarding the public health, safety and welfare, and facilitating and encouraging the orderly and responsible development of cable television service which will provide the people of the city with cable television system which is versatile, reliable, and efficient.

(b) The ~~board~~ council committee shall make its determinations based on the record with a written statement of its findings and conclusions, and the reasons therefor.

Sec. 8½-28. ~~Board~~ Council action on application.

Within forty-five (45) days after the conclusion of the hearing provided for in section 8½-26, the ~~board~~ council committee shall determine whether to grant a franchise to one or more of the applicants.

(~~a~~1) If the ~~board~~ council committee shall determine after hearing that any application should be denied, such determination shall be final, subject to the appeal provisions of section 8½-30.

(~~b~~2) If the ~~board~~ council committee shall determine after hearing that a franchise should be granted to one or more the applicants, it shall ~~adopt by resolution the~~ approve a proposed form of franchise contract, to which the applicant shall indicate its agreement in writing within fifteen (15) days. If the applicant does not agree in writing to the terms of such form of a franchise contract within fifteen (15) days, then its application shall be deemed denied.

(~~c~~3) An application may not be amended after it is received by the ~~board~~ clerk, except in any case in which only one application is received, said application may be amended for cause shown upon the unanimous consent of the ~~board~~ council committee.

(~~d~~4) The grantee or grantees shall pay the city a sum of money sufficient to reimburse it for all of its publication and other expenses incurred in connection with the granting of a franchise pursuant to the terms of this ordinance.

(~~e~~5) No provision of this division shall be construed to require the city to grant any franchise contract and ~~the board or~~ the council may reject any and all applications.

Sec. 8½-29. Additional powers of the board.

(a) The board may also at any time, on its own motion, conduct public hearings to determine whether it is feasible or desirable to grant any cable television franchise by issuing a request for proposals. The board shall base its determination on the criteria contained in section 8½-21. Such hearings shall be advertised in accordance with the provisions IC 5-3-1.

(b) The board or council may for good cause extend any of the time limits imposed in sections 8½-21 through 8½-28.

Sec. 8½-30. Council review of rejections.

Any person whose application is rejected by the ~~board~~ committee may, within ten (10) days of such action, petition the council for a review of that decision by filing notice thereof ~~and a copy of the resolution of the board~~ with the clerk of the council. If the council determines that the rejection is improper under this division, it may by resolution direct ~~the board~~ its committee to reconsider its action. In making its determination hereunder the council shall consider as evidence, and give due weight to, the findings and conclusions of ~~the board~~ its committee and shall consider the criteria contained in section 8½-27.

Sec. 8½-31. Council action on recommended contracts.

Within thirty (30) days of the ~~board's resolution~~ council committee's recommend~~ing~~ation of a franchise and contract, the council shall introduce an ordinance approving and confirming the contract as accepted ~~in the~~

~~board's resolution~~ by its committee. The council shall act upon the ordinance within sixty (60) days of its introduction, except that such time may be extended by the council for good cause. The council may:

(~~a~~1) Adopt the ordinance, subject to the veto of the mayor, in which case the ~~director of the cable communications office~~ chairman of the cable franchise board and the mayor will be directed to execute the franchise contract, and ten (10) days after the mayor signs the ordinance, the franchise contract holder shall pay an award fee by certified check payable to the city, in an amount equal to twenty cents ($0.20) for every home or apartment, hotel or motel unit in the geographic area covered by the franchise, provided that such award fee shall not be less than five hundred dollars ($500.00), or;

(~~b~~2) Defeat the ordinance, in which case the application shall be denied, or;

(~~c~~3) By resolution direct ~~the board~~ its committee to consider certain modifications or amendments for the franchise contract, in which case the ~~board~~ committee shall reconsider the application.

In making its determination hereunder, or under section 8½-30, the council shall review the record of proceedings before ~~the board~~ its committee, and it may, in its discretion, consider new evidence. In making its determination hereunder, the council shall consider as evidence, and give due weight to, the findings and conclusions of ~~the board~~ its committee, and shall consider the criteria contained in section 8½-27. Under no circumstances shall the council by ordinance approve or confirm any franchise contract unless the precise language has been accepted by ~~the board~~ its committee prior to the council's action.

Sec. 8½-32. Renewal Procedures. Whenever the board or franchise holder desires to commence renewal proceedings under sec. 626(a) of the Act, the request for such proceedings shall be filed with the clerk who shall refer it to the council committee responsible for cable franchise renewals. Upon receipt of such request the committee shall establish rules for the conduct of such renewal proceedings as it deems appropriate, consistent with the Act. All franchise holders, the cable franchise board and the city official designated by the mayor shall be parties to such proceedings. If more than one franchise is subject to renewal at that time, the proceedings with respect to one or more franchises may be conducted concurrently. The committee may hire such counsel and consultants as it deems advisable to assist in such proceedings. The committee's final recommendation on renewal or denial of renewal shall be subject to final action by the council as provided in sec. 8½-30 and 8½-31.

SECTION 3. Sec. 8½-126 through 8½-129 and Sec. 8½-138 through 8½-140 of Chapter 8½ of the Code of Indianapolis and Marion County, Indiana, is hereby superseded and repealed as of the effective date of this ordinance.

SECTION 4. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 281, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 281, 1992 on July 2, November 23, December 7, December 14 and December 30, 1992. The proposal concerns the reorganization of the Mayor's Office, Department of Administration, Information Services Agency and the City-County Administrative Board. This proposal is a recodification of the existing ordinance to match the new structure of the Mayor's reorganization of the Department of Administration. By a 6-0 vote on December 30, 1992, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved to amend Proposal No. 281, 1992, Committee Report, sec. 221-501, as follows:

(1) in paragraph (1) in the fourth line after the word "respective" add the words "county elected,"
(2) in paragraph (6) in the first line after the word "agreement" add the words "with affected officials," and
(3) in paragraph (9) in the second line delete the words "authorities" and insert in lieu thereof the words "county elected officials."

This motion was seconded by Councillor Curry and passed by a unanimous voice vote. Proposal No. 281, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
1 NAY: Short
1 NOT VOTING: Borst

Councillor Short asked for consent to explain his vote. Consent was given. Councillor Short explained that he voted against this ordinance because the Department of Administration is already being managed in this manner.

Proposal No. 281, 1992, as amended, was retitled GENERAL ORDINANCE NO. 2, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1993

A GENERAL ORDINANCE recodifying and amending Article III of Chapter 2, Article I of Chapter 3, and Article VI of Chapter 2, of the Code concerning the reorganization of the Mayor's Office, Department of Administration and Information Services Agency and to transfer the power to select and contract for telephone service providers from the City-County Administrative Board to the Information Services Agency Board.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add NEW Chapters 201 and 202 (which are revisions of portions of Chapters 2 and 3 of the Code of Indianapolis and Marion County that delete the stricken-through text and insert the underlined text) as follows:

~~ARTICLE III~~ CHAPTER 201. THE MAYOR

Sec. ~~2-140~~ 201-1. ~~To be c~~Chief executive and administrative officer; duties generally.

The mayor ~~shall be~~ is the chief executive and administrative officer of the ~~consolidated~~ city and the chief executive of Marion County. It shall be ~~his~~ the duty of the mayor by state law to cause the provisions of this Code and other ordinances of the city and county to be executed and to see to their enforcement together with state law. The mayor shall supervise the work of the ~~consolidated~~ city's departments, its special taxing districts and special service districts and, in connection therewith, ~~he~~ shall have the power to examine any records, make any investigations and require any report from any personnel.

Sec. ~~2-141~~ 201-2. Exercise of powers to be subject to ordinances and resolutions; exception.

The exercise of any power given to the mayor by state law may be regulated by ordinance or resolution of the city-county council unless the regulation should conflict with the provisions of state law as they apply to the office of the mayor.

Sec. ~~2-142~~ 201-3. Appointments; tenure of appointees.

The mayor shall appoint the directors of the various departments of city government for one-year terms, subject to the approval of the city-county council. All employees of the city departments and agencies shall serve at the pleasure of the mayor unless specifically given tenure pursuant to state law or a merit system.

Sec. ~~2-143~~ 201-4. Deputy mayors.

There shall be ~~a senior deputy mayor and two (2) additional~~ one or more deputy mayors~~, each of whom shall be~~ appointed by the mayor, subject to the approval of the city-county council, for terms of one (1) year at the pleasure of the mayor. The deputy mayors shall have only such powers of the mayor as are specifically and explicitly delegated by the mayor and then only pursuant to authority established by ordinance of the city-county council. The city-county council may, pursuant to state law, create additional deputy mayors by ordinance and specify the extent of their authority.

Sec. ~~2-144~~ 201-5. Compensation.

~~Effective January 1, 1984, t~~The compensation for the mayor ~~of Indianapolis as an annual salary for the calendar year 1984 and thereafter until modified, shall be sixty thousand dollars ($60,000.00); which amount for each year shall be in addition to the use of an automobile, an account for expenses insured int he performance of the duties of office, participation in a deferred compensation plan funded by contributions equalling fifteen (15) per cent of the mayor's annual salary and participation in other employee benefits on the same basis as other city employees~~ is established by the annual budget ordinance. Should the annual budget ordinance fail to fix the compensation of the mayor it shall remain as last fixed in the budget ordinance unless modified by ordinance.

CHAPTER 202. MAYOR'S OFFICE
ARTICLE II. OFFICE OF CORPORATION COUNSEL

Sec. 202-101. ~~Legal division. (a)~~ Corporation Counsel. The ~~administrator of the legal division shall be~~ corporation counsel shall be appointed by and serve at the pleasure of the mayor as required by IC 36-3-5-2(d). The corporation counsel shall be responsible to the mayor for the functions of the office.

Sec. 202-102. Duties of Corporation Counsel. ~~(b)~~ The ~~legal division~~ corporation counsel shall:

(1) Supervise and coordinate the activities of the office;

(2) Oversee the daily operations of the office;

(3) Prepare and submit the office's budget to the controller;

(4) Approve the hiring and dismissal of the personnel of the office subject to the limitations prescribed by law and rules adopted by the mayor;

(5) Manage the personnel of the office;

(6) Delegate to the personnel of the office authority to act on corporation counsel's behalf;

(7) Execute contracts subject to the authority of the city-county administrative board, the mayor and any other limitations prescribed by law; and

(8) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 202-103. Powers of Office of Corporation Counsel. The Office of Corporation Counsel shall:

(1) ~~It shall be the duty of the legal division to~~ Furnish all legal services to the mayor, the city-county council (except those services provided pursuant to Council Rules by the Council's General Counsel and assistant attorney as specified in Chapter 151 of this Code), all departments and divisions of the city and all county officials (except those services provided to judicial offices and the prosecuting attorney by the Indiana Attorney General pursuant to IC 33-2.1-9-1) and agencies;

(2) Prepare ordinances for introduction before the city-county council and prepare legislative proposals to be introduced in the general assembly;

(3) Prepare leases, deeds, contracts and other legal ~~papers~~ documents;

(4) Institute legal action for the purpose of enforcing the ordinances of the ~~consolidated~~ city and county;

(5) Employ the services of outside legal counsel when in the best interests of the ~~consolidated~~ city with the approval of the mayor;

(6) Furnish legal advice and opinions when such legal advice or opinion is requested by persons entitled to representation by the office of corporation counsel;

(7) Compromise litigation and effect settlement of impending litigation affecting the ~~consolidated~~ city with the approval of the mayor;

(8) Enter an appearance as attorney for and represent and defend the ~~consolidated~~ city, the mayor, the members of the city-county council, all departments and divisions of the ~~consolidated~~ city, county agencies, all officers, agents and employees thereof in all causes of action wherein they are parties by reason of their official capacity and to conduct all appellate litigation arising therefrom or timely advise any such officer or agency if such representation is declined and the reasons therefor; ~~and~~

(9) Contract with independent counsel to represent and defend officers or agencies entitled to defense by the city or county when representation is declined by the corporation counsel for reason of conflicts of interest, if such officer or agency requests the same; and

(10) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

ARTICLE III. OFFICE OF CITY CONTROLLER

~~(a) Duties and powers. The finance division shall administer and be responsible for the accounting, budget, payroll, investment, purchasing, and Barrett law assessment and collection functions of the city. In addition the finance division shall have all other duties and powers assigned by law or by the city-county council or the mayor.~~

Sec. 202-201. City Controller. ~~(b) City Controller-Appointment.~~ The ~~administrator of the finance division shall be~~ city controller shall be appointed by and serve at the pleasure of the mayor as required by IC 36-3-5-2(d). The city controller shall have an appropriate seal. The city controller may appoint deputies for whose acts the city controller shall be responsible.

Sec. 202-202. Duties of City Controller. ~~(c)~~ The city controller ~~or his deputies~~ shall:

(1) Supervise and coordinate the activities of the office;

(2) Oversee the daily operations of the office;

(3) Prepare and submit the office's budget;

(4) Approve the hiring and dismissal of the personnel of the office subject to the limitations prescribed by law and rules adopted by the mayor;

(5) Manage the personnel of the office;

(6) Delegate to the personnel of the office authority to act on his behalf;

(7) Execute contracts subject to the authority of the city-county administrative board, the mayor and any other limitations prescribed by law; and

(8) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 202-203. Powers of the Office of City Controller.

(a) The Office of City Controller shall:

(1) Administer and be responsible for the accounting, budget, payroll, investment, purchasing, and Barrett law assessment and collection functions of the city;

(~~1~~2) Prepare estimates of city expenditures pursuant to IC 36-3-6-4(g) and IC 36-3-6-5;

(~~2~~3) Prepare, with the assistance of the corporation counsel, proposed appropriations ordinances for the city and special service districts and proposed ordinances fixing the rate of taxation for the taxes to be levied for city departments, offices and agencies;

(~~3~~4) Examine, from time to time, the officers, department and division heads and members of boards of the ~~consolidated~~ city as to their organization, accounting records, personnel and other requirements, to ascertain that their respective budgets are being followed and their functions performed and recommend any improvements or economies which might be made in the administrative practices of all the departments and divisions of the ~~consolidated~~ city;

(~~4~~5) Organize and maintain accounting systems for all of the departments of the ~~consolidated~~ city to be kept in accordance with generally accepted accounting principles for governments;

(6) Provide suitable instruction for the use of forms and the methods of keeping all accounting records and preparation of all financial reports of the city;

(7) Examine all contracts, purchase orders and other documents which would result in or involve financial obligations for the city and approve the same only upon ascertaining that there is an unexpended, unencumbered and unimpounded balance in the account or fund from which money may be drawn for payment;

(8) Submit a monthly financial report to the mayor, for his presentation to the city-county council, showing the financial condition of the various accounts and funds of the city, including estimated revenues, revenues received, appropriations and allotments for such appropriations, and to furnish to all of the departments, monthly financial reports of their fiscal conditions;

(9) Designate banks and other financial depositories in which the funds of the city shall be deposited in accordance with applicable law and designate the municipal, state and federal securities which shall constitute proper legal investments for the city;

(10) Prescribe the time and manner in which moneys received by the city shall be deposited in the designated banks or depositories;

(11) Make investments of all city moneys, including pension funds, sinking funds and all other funds of the city except as otherwise provided and subject to the ordinances of the city-county council and be responsible for the preparation and sale of all bonds and securities issued by the city;

(12) Issue all city licenses to qualified applicants upon receipt of the fee established and fixed therefor by ordinance;

(13) Direct the administrative procedure for, and the accounting collection and payment of, all Barrett law assessments within the limits of the city, attend to the enforcement of said assessments and provide for the issuance and payment of Barrett law bonds;

(14) Sign and issue all orders for money from the various funds of the city. No money shall be paid out by the treasurer except upon such order;

(15) Require a claim form or order to be presented to the controller from the director or administrator of a department or division of the city as a requisite to issuing any order for the payment of money from funds of the city, and incidental thereto, the controller shall have power to require evidence that amounts claimed are justly due;

(16) Keep a register of all bonds of the city and of the transfers thereof, where so provided in any such bond, and an account of all outstanding securities;

(17) Audit or provide for the audit of the accounts of the departments of the city;

(18) Purchase or authorize the purchase of and maintain records of insurance for city officers and employees and purchase or authorize the purchase of and maintain records of surety bonds for city officers and for county officers or township assessors if requested to do so by such officers;

(19) Allocate parking spaces in the city-county building parking garage and other parking facilities owned or leased by the city;

(20) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

(b) The Office of the City Controller may contract for assistance in the collection of money owed to the city, its departments, special districts or other agencies and to add the costs of collection, if the amount owed exceeds twenty-five dollars ($25.00) and became delinquent after July 1986, to the amount owed and collected.

Sec. 202-204. Purchasing division. The Office of the City Controller shall include a purchasing division, the powers and duties of which shall include:

(1) Act as the agent in obtaining materials, supplies, equipment or contractual services, other than personal services, for city departments, divisions or county offices. Any such department, division or office shall requisition such materials, supplies, equipment or services from the purchasing agent who shall, upon determining that appropriations are available for such purposes, acquire the items requisitioned in accordance with public purchase law. All contracts of purchase shall be made in the name of the city department or division or county office and be subject to the approval of the department, division or office;

(2) Establish such purchasing and contractual procedures as may best be suited to obtain the greatest economic value to the city and the county;

(3) Where bidding and publication of notice are required by law, prepare specifications and notice to bidders and see that the required notices are published;

(4) Ensure that adequate funds are available prior to making necessary purchases and acquisitions and that such purchases and acquisitions are within the limits of the budget appropriations of the department division, office or body in need of the material;

(5) Act as the agent of any executive department to sell or exchange any personal property ordered to be sold by a city department or division or county office in accordance with procedures prescribed by law; and

(6) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

SECTION 2. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Chapter 221 (which is a revision and recodification of Article I of Chapter 3 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER 221. DEPARTMENT OF ADMINISTRATION
ARTICLE I. DEPARTMENT ESTABLISHED

Sec. ~~3-1~~ 221-1. Department ~~created~~ established~~: duties, powers~~.

~~(a)~~ ~~*[Created.]*~~ There is hereby ~~created~~ established a department of administration for the ~~consolidated~~ city ~~as successor to the department of administration established by IC 18-4-7 (repealed)~~ pursuant to IC 36-3-5-4 subject to IC 36-3-4-23.

Sec. 221-2. ~~(b)~~ *Duties, powers.* It shall be the responsibility of the department of administration to carry out the general administrative functions of the ~~consolidated~~ city as stated in this article. In addition the department shall have any other powers and duties ~~assigned by law or~~ granted by statute or ordinance or delegated by the Mayor. ~~The department shall have all powers prescribed for it as of August 31, 1983, subject to IC 36-3-4-23.~~

ARTICLE II. ORGANIZATION

Sec. ~~3-2~~ 221-11 Director~~, duties~~.

~~(a)~~ The ~~chief administrative officer~~ director of the department of administration shall be ~~a director who shall be~~ appointed by the mayor ~~with~~ subject to the approval of the city-county council as required by IC 36-3-5-2. ~~to The director is appointed for a term of one (1) year and until his successor is appointed and qualified, but~~ serve~~s~~ at the pleasure of the mayor for a term ending December 31 of the year the appointment is effective and until a successor is appointed and qualifies. The mayor may appoint a deputy mayor to serve as the director of the department or as the administrator of the division of administrative services, or both, by virtue of the deputy mayor's office.

Sec. 221-12. Duties of Director. ~~(b)~~ The director ~~of the department of administration~~ shall ~~have the following powers and duties~~:

(1) ~~To~~ Supervise and coordinate the activities of divisions within the department;

(2) ~~To~~ Oversee the daily operations of the department;

(3) ~~To~~ Prepare and submit the department's budget to the controller as required by IC 36-3-6-4;

(4) ~~To~~ Appoint an administrator to ~~be the head of~~ manage each division ~~except the legal division and the finance division~~ subject to the approval of the mayor as provided in IC 36-3-5-5;

(5) ~~To~~ Approve the hiring and dismissal of the personnel of the department subject to the limitations prescribed by law and rules adopted by the mayor as provided in IC 36-3-5-5(c);

(6) ~~To~~ Manage the personnel of the department;

(7) ~~To~~ Delegate to the personnel of the department authority to act on ~~his~~ behalf of the director as provided in IC 36-3-5-5(c);

(8) ~~To~~ Execute contracts subject to the authority of the city-county administrative board, the mayor and any other limitations prescribed by law; and

(9) Exercise any other powers which may be granted by ~~law~~ statute or ordinance or ~~assigned~~ delegated by the mayor.

Sec. ~~3-3~~ 221-13. Divisions established.

The department of administration shall be composed of the following divisions:

(1) ~~Management~~ Administrative services division.

(2) Human resources division.

(3) Central equipment management division.

(4) Equal opportunity division.

(5) Real estate services division.

ARTICLE III. DIVISIONS

Sec. 221-101 ~~(A)~~ Administrative services division. ~~Office of the director.~~ The administrative services division ~~office of the director~~ shall:

~~(1) Purchase or authorize the purchase of and maintain records of insurance and administer fringe benefits for city officers and employees;~~

~~(2) Purchase or authorize the purchase of and maintain records of surety bonds for city and county offices and employees and for township assessors if requested to do so by the assessors;~~

~~(3) Allocate parking spaces in the city-county building parking garage;~~

(41) Provide public relations and citizens' complaint services for the department;

~~(5) Be the cable communications office as provided in section 8-1/2-126 of the Code of Indianapolis and Marion County, Indiana;~~

(62) Develop and manage an energy efficiency program for the city;

(3) Oversee and be accountable for the cataloging, storage and microfilming of records of the city, its departments and agencies;

(4) Oversee and be accountable for the cataloging, storage and microfilming of records of the county offices, courts and agencies as shall be requested by the lawful custodians of such records;

(5) Coordinate the acquisition, maintenance and operation of such data processing equipment related to such cataloging, storage and microfilming as may be authorized to effectively automate the processing of the information and statistical material; and

(6) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 221-201. ~~(C)~~ *Human resources division.* The human resources division shall:

~~(a) The chief administrator of the human resources division shall be the administrator director of human resources. The administrator director of human resources shall report to a person designated by the mayor and shall have specific authorization:~~

(1) ~~To~~ Promulgate and codify personnel policies and procedures provided such actions are not in conflict with any federal, state or local laws;

(2) ~~To~~ Recommend the hiring, promotion, transfer, layoff and dismissal of any city employee, including salary reviews;

(3) ~~To~~ Fulfill the duties of wage and salary administrator;

~~(b) The administrator of human resources and the human resources division are specifically authorized and directed to perform the following functions except where otherwise provided by federal, state or local law:~~

(4) ~~To~~ Recruit, advertise and post a list of all available city positions unless otherwise exempt from posting as determined by the administrator of human resources;

(5) ~~To~~ Approve the creation of all new positions in the city, including the reclassification of any existing position;

(6) ~~To~~ Promulgate and enforce a uniform system of job descriptions, job classification and salary range schedules for the city;

(7) ~~To~~ Screen and interview all applicants for employment and to determine whether the applicant meets the minimal qualifications for a city position as provided in the job description;

(8) ~~To~~ Exclusively refer qualified applicants for interview by the specific city department;

(9) ~~To~~ Issue written offers of employment and letters of rejection to applicants for employment with the city;

(10) ~~To~~ Prepare and maintain the master personnel file for each city employee;

(11) ~~To~~ Develop and administer tests to be used for interviewing and placement purposes;

(12) ~~To~~ Prepare the wage control for all city employees;

(13) ~~To~~ Develop and administer all personnel and management training programs for the city departments;

(14) ~~To~~ Represent the city in all unemployment compensation and workmen's compensation proceedings and ~~to~~ coordinate the handling of claims processing in these areas;

(15) ~~To~~ Participate and assist in labor negotiations with any city bargaining representative;

(16) ~~To~~ Develop, administer and coordinate a comprehensive safety program for the city including completion of any reports necessary for governmental compliance;

(17) ~~To~~ Identify any safety violation in accordance with federal, state or local laws which exists in any city department and ~~to~~ determine and enforce applicable safety standards;

(18) Administer fringe benefits for city officers and employees;

(19) ~~To~~ Perform any and all other duties related to personnel management and administration ~~or any other duty or responsibility delegated to it by the mayor or city-county council~~; and

(20) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

~~(D) Division of occupational and community services. The division of occupational and community services shall administer and, subject to the approval of the director contract for the administration of federally and state funded employment and training programs, programs for youth, neighborhood health programs and programs for senior citizens.~~

~~(E) Purchasing division.~~

~~(a) Purchasing agent. The purchasing agent shall be head of the purchasing division.~~

~~(b) Duties and powers. The purchasing division shall:~~

~~(1) Act as the agent in obtaining materials, supplies, equipment or contractual services, other than personal services, for city departments, divisions or county offices. Any such department, division or office shall requisition such materials, supplies, equipment or services from the purchasing agent who shall, upon determining that appropriations are available for such purposes, acquire the items requisitioned in accordance with public purchase law. All contracts of purchase shall be made in the name of the city department or division or county office and be subject to the approval of the department, division or office;~~

~~(2) Establish such purchasing and contractual procedures as may best be suited to obtain the greatest economic value to the consolidated city and the county;~~

~~(3) Where bidding and publication of notice are required by law, the purchasing department shall prepare specifications and notice to bidders and see that the required notices are published;~~

~~(4) Cooperate and consult with the controller or the auditor for the purpose of ensuring that adequate funds are available prior to making necessary purchases and acquisitions to assure they are within the limits of the budget appropriations of the department division, office or body in need of the material;~~

~~(5) Act as the agent of any executive department to sell or exchange any personal property ordered to be sold by a city department or division or county office in accordance with procedures prescribed by law.~~

Sec. 221-301. ~~(F)~~ *Central equipment management division.* The central equipment management division shall:

(1) Maintain and service, or authorize contracts or other methods of service or maintenance of, all vehicular equipment, accessories and other related equipment owned by the city;

(2) Operate maintenance garages;

(3) Make a determination that it is in the best interest of the city for a department of the city to lease all or a portion of that department's vehicular capital equipment or other automotive maintenance property from central equipment management division. Upon such a determination by the administrator of central management division, the affected department and the board of that department shall cease to have the authority to acquire or approve the acquisition of the subject capital equipment or other property other than by lease from central equipment management division. Such authority to acquire

or approve the acquisition of capital equipment or other property other than by lease from the central equipment management division may be restored by the administrator of the central equipment management division only by a determination by ~~him~~ such administrator that such a restoration of authority is in the best interest of the city;

(4) Purchase and dispense fuel for authorized governmental vehicles and charge the cost of the same to the appropriate division or agency~~.~~; and

(5) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

~~(G) Microfilm archives division. The microfilm archives division shall:~~

~~(1) Catalog, store and microfilm records of the consolidated city, its departments and agencies;~~

~~(2) Catalog, store and microfilm records of the county offices, courts and agencies as shall be requested by the lawful custodians of such records;~~

~~(3) In addition, the division may acquire, maintain and operate such data processing equipment as may be authorized to effectively automate the processing of the information and statistical material.~~

Sec. 221-401. ~~(I)~~ ~~*Division of e*~~*Equal opportunity division.* The ~~division of~~ equal opportunity division ~~and its administrator~~ shall:

(1) Be empowered to carry out the duties and responsibilities enumerated in Chapter 16 of the Code of Indianapolis and Marion County, Indiana~~.~~; and

(2) ~~In addition each division shall have all~~ Exercise any other powers ~~and duties~~ which may be granted by ~~law, the city-county council or~~ statute or ordinance or delegated by the mayor.

Sec. 221-501. Real estate services division. The real estate services division shall:

(1) Develop and coordinate a long-term real estate plan for city and county facility needs, including project financing (including public and private sector funding sources) for real estate transactions, in concert with the respective county elected officials, departments and agencies responsible for such facilities;

(2) Provide project planning, negotiate project agreements, and manage project agreements for real estate transactions involving the city or county when requested to do so by the mayor or other responsible official or agency;

(3) Develop, analyze, negotiate, implement, and manage real estate purchases, leases, and disposals on behalf of city departments;

(4) Negotiate and manage easement rights for all city departments;

(5) Coordinate the disposal of surplus city property;

(6) Assist, when appropriate and by mutual agreement with affected officials, the Indianapolis-Marion County Building Authority with the management of city and county occupied facilities, including but not limited to the City-County Building, the Marion County Jail, the Central Equipment Management Division garages, Department of Parks and Recreation facilities, and fire and police stations;

(7) Coordinate and advise city and county officials, departments and agencies with respect to contractual maintenance responsibilities, including but not limited to the IRT building, the City Market, and the Capitol tunnel;

(8) Oversee maintenance of improvements in redevelopment areas;

(9) Perform any of the above services for the county officials or agencies upon request by appropriate county elected officials; and

(10) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

SECTION 3. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Article I in Chapter 281 (which is a revision and recodification of sec. 3-6 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

CHAPTER ~~2~~ 281 ~~ADMINISTRATION~~ BOARDS AND COMMISSIONS
ARTICLE I. CITY-COUNTY ADMINISTRATIVE BOARD.

Sec. ~~3-6~~ 281-101 ~~(1)~~ *Members*. The city-county administrative board (board) shall consist of the director of the department of administration who shall serve as its presiding officer, the county auditor, the controller and two (2) members appointed by the city-county council. Each appointed member shall serve a ~~one-year~~ term ending December 31 of the year the appointment is effective and until a successor is appointed and qualifies.~~; however, all such appointed members shall serve~~ at the pleasure of the appointing authority. If a vacancy occurs on the board, the appointing authority shall appoint a replacement for the remainder of the unexpired term.

Sec. 281-102. ~~(2)~~ *Meetings*. Regular meetings of the board shall be held at least once a month at times and places established by resolution of the board or incorporated in its rules. No notice need be given any board member for holding or taking any action at a regular meeting.

Special meetings of the board shall be held on call of its presiding officer or by forty (40) percent of its members. Each member shall be notified of the time and place of such a meeting by a written notice delivered to each member personally or sent by mail or telegram. Such notice shall be delivered to each member or ~~his~~ such member's agent at least seventy-two (72) hours before the meeting. Such notice may be waived by the members, by their presence at the meeting or by written notice executed either before or after the meeting. A majority of the members of the board constitutes a quorum. Any action taken by the board must be approved by three (3) members, acting in person and not by representatives.

Sec. 281-103. ~~(3)~~ *Powers*. The powers of the board shall be as follows:

(a) The board shall approve the following contracts for any city or county office which does not currently have a board to approve the award of contracts, subject to the authority of the executive:

~~i~~(1) Contracts for the lease or purchase of capital equipment or other property if such lease or purchase is required to be bid under IC 36-1-9;

~~ii~~(2) Contracts for acquisition of and leases for real estate;

~~iii~~(3) Any contract for public construction which must be bid under IC 36-1-12.

(4) Any contract by the county auditor or city controller for assistance in the collection of money owed to the city or county.

(b) The board shall act as the "disposing agent" under IC 36-1-11 when a city or county board ~~of~~ or office has determined that property shall be disposed of under IC 36-1-11-6.

(c) The board shall review insurance and surety bond coverage for all officers, agents, employees, departments and agencies of city and county government.

~~i~~(1) All officers and agencies of city and county government shall furnish complete information to the board respecting all insurance and surety bond coverage.

~~ii~~(2) The board may hire or contract for the services of a professional insurance advisor, auditor or consultant to assist in compiling records and making recommendations on types, kinds or amounts of coverage.

~~iii~~(3) The board shall determine, subject to the approval of the mayor and the city-county council, and subject to IC 5-4-1 the appropriate kind, amount, coverage, acquisition and consolidation of the insurance and surety bonds of those governmental departments and officials subject to the board.

~~iv~~(4) The board may designate an ex officio subcommittee composed of the presiding officer of the board, the president of the Indianapolis Professional Firefighters Union local 416, ~~the president of the Indianapolis Police Department,~~ the president of the ~~FOP~~ Indianapolis Fraternal Order of Police Local 86, the presidents of AFSCME, locals 725, 1831, 1887, and 3131 or their duly appointed

representatives. The ex officio subcommittee shall review and make recommendations to the board as to medical and life insurance for employees, and other such related employee benefits.

~~v.~~(5) In addition the board may designate any additional ex officio subcommittees as in its judgment will aid the board in effectuating the purposes of subsection ~~(3)~~(c).

~~(d) The board shall have exclusive power to select and contract with long distance telephone service providers to be accessed directly through the central telephone system of the city-county building. This subsection shall not limit the power of city, county and township agencies to select and contract for long distance service with providers other than those selected by the board so long as these services are not directly accessed through the central telephone system of the city-county building.~~

SECTION 4. The "Revised Code of the Consolidated City and County" be, and is hereby amended to add a NEW Article II in Chapter 281 (which is a revision and recodification of Article VI Chapter 2 of the Code of Indianapolis and Marion County that deletes the stricken-through text and inserts the underlined text) as follows:

ARTICLE ~~VI~~ II. INFORMATION SERVICES AGENCY

Sec. ~~2-238~~ 281-20I. Definitions.

As used in this article the following terms shall have the meanings ascribed to them:

(a) *Board* means the Marion County Information Services Board.

(b) *Director* means the director of the information services agency.

(c) *ISA* means the Information Services Agency of Indianapolis and Marion County.

(d) *Council* means the City-County Council of Indianapolis and Marion County.

(e) *Subject agencies* means any and all agencies, officers, offices, boards, commissions, divisions and departments of the City of Indianapolis, of the County of Marion, units of township ~~assessors~~ government in Marion County, and any court or prosecutor funded by Marion County.

(f) User means any and all subject agencies as defined herein and any and all other entities which use the services of ISA.

Sec. ~~2-239~~ 281-21I. Board created; members; compensation.

(a) There is hereby created the Marion County Information Services Board, which shall consist of the following persons, who shall be appointed for the following terms:

(1) Two (2) city officers ~~of senior status,~~ appointed by the mayor of the City of Indianapolis, to serve at the pleasure of the mayor;

(2) Two (2) county constitutional officeholders, limited to the Auditor and the Clerk or Treasurer of Marion County, to be appointed by, and serve at the pleasure of, the council;

(3) The Presiding Judge of Marion County Municipal Court, representing the judicial branch of local government, to serve by virtue of ~~his~~ that office;

(4) Two (2) persons, each of whom must have senior management experience with organizations which are located in Marion County, which utilize large data processing installations comparable to the city-county installation, and which are not in the business of selling data processing equipment or services. Further, each such person must hold line authority over the manager of the organization's data processing area. One such person shall be appointed by the council and the other by the mayor. The terms of such citizen appointments shall be staggered by the initial appointment of the mayor's appointment to a three-year term and the council's appointment to a two-year term; thereafter each to serve for two-year terms but at the pleasure of the respective appointing authority.

(b) Board members shall serve in person and not by proxy, and without compensation, except that personal expenses incurred through service to the board, travel, lodging and fees may be reimbursed to the board member upon authorization of the board.

Sec. ~~2-240~~ 281-212. Powers and duties.

The board shall have the following powers and duties; provided, however, no power or duty herein prescribed shall in any way be permitted to derogate the powers, duties or responsibilities of any elected official:

(a) To determine the means of financing any information or telephone services, subject to the approval of the council where applicable, and to fix rates and formulas for invoicing users ~~agencies~~ for information services rendered;

(b) To review and approve all information budgets, operating systems, contracts and expenditures for information or telephone services, equipment purchase, rent or lease, consultants, management or technical personnel, studies, programs and information or telephone materials or supplies for any and all ~~subject agencies~~ users;

(c) To conduct studies and evaluations of any and all information or telephone needs and current systems operating ~~in the subject agencies~~ of users;

(d) To contract for technical and specialized assistance in administering its duties;

(e) To require annual information or telephone services plans and resources inventories from all ~~subject agencies~~ users;

(f) To develop, maintain and communicate information or telephone services policy and administrative procedures for ~~the entities within the subject agencies~~ users and an information or telephone services master plan for ~~all subject agencies~~ users;

(g) To develop, maintain and distribute personnel job descriptions and salary level recommendations for the director and for information or telephone services staff of ISA or ~~subject agencies~~ users, and to approve all technical positions therein, in conjunction with the department of administration of the city where applicable;

(h) To employ, or retain by personal services contract, a director for the information services agency, who shall have such duties as established herein, to serve at the pleasure of the board;

(i) To promulgate rules and regulations for the efficient administration of its policies and procedures for ~~the subject agencies~~ users;

(j) To develop and oversee adherence to standards for privacy of personally identifiable confidential information and security of systems and records;

(k) The exclusive power to select and contract with telephone service providers for all city and county offices and agencies, whose expenditures for such services are paid from funds subject to appropriation by the city-county council.

~~(k)~~ (l) To delegate any functions to the director, subject to review by the board.

Sec. ~~2-241~~ 281-213. Officers; quorum; meetings.

(a) The officers of the board shall be a chair~~man~~person and a secretary, one of whom shall be a senior city official and the other a county officer. The chair~~man~~person shall be named by the mayor, and the secretary by the board. All contracts, agreements, resolutions and official communications of the board shall be in writing and be executed by these officers upon being authorized by motion passed by the board by simple majority of its members present.

(b) A quorum of the board for official action in session shall be three (3) members. For this purpose, the director shall not be considered a member. Official minutes of meetings shall be kept by the director.

(c) The board shall meet monthly at such place and time as may be set by the chair~~man~~person, and may meet at such other times and places as may be needed in special session called by the chair~~man~~person for a particular purpose. All meetings, whether regular or special, shall be open to the public. No official action may

be taken by the board except at a public meeting, whether regular or special. Board members may confer from time to time in executive session without the necessity of calling a public meeting as applicable by law.

Sec. ~~2-242~~ 281-221. Director-Qualifications; responsibilities generally.

The board shall employ or retain by personal services contract a director. The director shall meet with the board as a nonvoting member. The director shall have such qualifications and experience as set by the board. The director shall be the senior administrator of the information services agency (ISA) and shall act as technical advisor and provide staff support for the board in its deliberations. The director shall have the authority and responsibility to act for the board in its name on a daily operational basis when the board is not in session, but all such action shall be subject to the review of the board.

Sec. ~~2-243~~ 281-222. Same--Powers and duties.

The director shall have the following additional specific duties:

(a) To review information or telephone services activities, operations, requests and technical personnel of the ~~subject agencies~~ users and provide recommendations on same to the subject agency or board; to oversee the overall management information or telephone services activities which are subject to this article;

(b) To receive and review with comment and recommendations all reports, requests and documents for the board;

(c) To communicate for and on behalf of the board with the users, including subject agencies, other governmental units, and the private sector when the board is not in session;

(d) To receive budget proposals for information or telephone services and operations for agencies of the consolidated city, the county, the courts and other ~~subject agencies~~ users and to assist the board in review and evaluation of the budgets prior to their submission to the city-county council;

(e) To review all contracts for information or telephone services, equipment lease, rent or purchase, materials, supplies, consultants, technical personnel, studies or programs for ~~the subject agencies~~ users, including specifically, ISA, and submit same with comment and recommendations to the board for its action;

(f) To coordinate the preparation of a master plan for information or telephone services operations for all ~~subject agencies~~ users, within the direction given from the board;

(g) To implement all administrative rules and regulations promulgated by the board.

Sec. ~~2-244~~ 281-223. Board approval required for services.

~~No subject agency, as defined in section 2-238 herein, or officer, employee or agent thereof, shall, after September 7, 1978, purchase, lease, rent or contract for the use of any data processing services, equipment, materials, supplies, data processing studies, programs, technical personnel or consultants without first obtaining written approval of the board.~~

(a) The written approval of the board shall be obtained before any subject agency, as defined in sec. 281-201, shall:

(1) Acquire by contract, purchase, lease, or rental of any data processing services, equipment, materials, supplies, programs or software, or

(2) Acquire by contract, purchase, lease or rental of telephone or telecommunications services, equipment, materials or supplies, or

(3) Authorize or contract for studies, technical personnel or consultants regarding data processing or telecommunications services.

(b) No subject agency, as defined in section ~~2-238~~ 281-201 herein or officer, employee or agent thereof, shall, after August 31, 1981, purchase, lease, rent or contract for the use of any information or telephone

services, equipment, materials, supplies, information or telephone services studies, programs, technical personnel or consultants without first obtaining written approval of the board. Any such purchase, lease, rental or contract entered into by a subject agency without the prior written approval of the board shall be voidable at the option of the board.

Sec. ~~2-245~~ 281-224. Appeal procedure.

(a) Any subject agency or user which, in the opinion of that agency ~~head~~ manager, feels aggrieved at a decision of the board concerning that agency's data processing or telephone operations, may file a written request for review of such decision with the chair~~man~~person of the board, who shall place such request on the agenda of the special meeting of the board for the purpose of appellate review. The board shall call a special meeting to hear the appeal, and for the purpose of special meetings for appeals, the board shall consist of the regular board members, plus the Mayor of the City of Indianapolis or ~~his~~ the Mayor's designee and the president of the city-county council ~~who may designate the vice-president of the council to attend for him~~ or such president's designee. The decision of this board shall be final, except as provided in subsection (b) below, and shall be entered of record in the minutes of the board. In order to hear the appeal, the board shall have present at least (4) of its regular members plus either the mayor (or ~~his~~ designee) or the president of the city-county council (or ~~his~~ such president's designee).

(b) Should an elected official feel aggrieved at the decision resulting from appeal to this board, the matter shall be heard and finally resolved by majority vote at a special meeting of the committee on rules and public policy ~~committee~~ of the city-county council with at least five (5) members present and voting. Such meeting shall be held within twenty-one (21) days of written request by the elected official.

Sec. ~~2-246~~ 281-231. Information services agency created.

There is created the information services agency (ISA) which shall be under the policy supervision of the Marion County Information Services Board through the director. ISA shall be the functional operating information and telephone services facility for such portions and agencies of local government and other users as the board may prescribe. The board shall approve the organization of ISA along such lines as are consistent with principles of good management and the provisions of this article.

Sec. ~~2-247~~ 281-232. Duties of director with respect to information services agency.

~~CDP~~ ISA shall be managed and supervised by the director. The director will be responsible for the planning, organization and management of ~~CDP~~ ISA, within the organization plans and policies approved by the board.

Sec. ~~2-248~~ 281-233. Agency function.

ISA shall provide information and telephone services to those local government subject agencies and other users designated by the board according to the direction given by the board and to the master plan for the county as developed by the board in conjunction with the subject agencies, including ISA and other users. ISA, subject to the board's direction, shall be the primary provider of services for the city, the county, ~~and~~ the courts and all other approved users and shall receive systems and service requests from its users, evaluate same, and submit requests of a type specified by the board to the director for ~~his~~ the director's evaluation and to the board for its approval.

Sec. ~~2-249~~ 281-234. Information services users committee created; duties; procedure.

There is created an information services users committee, which shall be made up of representatives of each city, county, township or other local governmental unit and other entity which receives information services subject to this article. The representative members may be ~~heads~~ managers of user agencies or technical administrators from user agencies designated by the agency ~~head~~ manager. The users committee shall be charged with the duty of monitoring the quality and cost of service. The users committee shall meet bimonthly or more frequently if needed. A chair~~man~~person, vice-chair~~man~~person and a secretary shall be chosen from among its members, but the office of vice-chair~~man~~person must be filled by a township assessor as a representative of the various entities receiving services from ISA. Regular meetings shall be established by the chair~~man~~person and special meetings shall be called by the chair~~man~~person whenever three (3) or more user representatives so request, stating the subject matter involved and reason immediate action is necessary. Upon the majority vote of a quorum of the users committee in an official meeting, the users committee may cause the board to meet in a special meeting to hear any items the users committee approves to be agenda items at the special board meeting. The appeal procedure provided by section ~~2-245~~ 281-224 shall also be available to the users committee in the event that such special board meetings held under the provisions of this section do not

yield results acceptable to a majority vote of a quorum of a subsequent official users committee meeting. The users committee shall advise the mayor, the city-county council, the director and the board on matters pertaining to the service received and shall recommend changes and suggestions for improvement where thought necessary.

SECTION 5. Articles III and VI of Chapter 2 and Article I of Chapter 3 of the Code of Indianapolis and Marion County, Indiana, are hereby superseded and repealed as of the effective date of this ordinance.

SECTION 6. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 7. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 570, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 570, 1992 on November 5 and December 30, 1992. The proposal, sponsored by Councillor Beadling, amends the Code concerning the sale of city or county property to an Indiana not-for-profit corporation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Beadling, for adoption.

Councillor Williams questioned Sec. 2-515(n) of the proposal. She said that she would like to see that subsection deleted because it subjects the Community Development Corporations to penalties and it renders them not eligible to apply for purchases. Councillor Borst said there are other corporations which would be affected, such as Indianapolis Neighborhood Housing Partnership, the Indianapolis Sports Corporation and the Commission for Downtown. Councillor Beadling moved to strike Sec. 2-515(n) of Proposal No. 570, 1992, as amended. This motion was seconded by Councillor Short and the motion passed by unanimous voice vote.

Proposal No. 570, 1992, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 570, 1992, as amended, was retitled GENERAL ORDINANCE NO. 3, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County to modify the procedure for the sale of city or county property to an Indiana not-for-profit corporation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 2, Secs. 2-513 - 2-515, of the Code of Indianapolis and Marion County, Indiana, is hereby amended by deleting the language stricken-through and adding the language underlined so that the section reads as follows:

ARTICLE XIII. DISPOSAL OF PROPERTY
DIVISION 1.
SALE OR LEASE TO INDIANA NOT-FOR-PROFIT CORPORATIONS

Sec. 2-513. Definitions.

As used in this article:

(a) *Disposing agent* means the board, commission or officer of the city or county which has the power to award contracts for which public notice is required, with respect to property of the city or county; and which has been designated to exercise that power with respect to the property to be disposed of by statute or by the City-County Council.

In the absence of such designation, the board of public works shall be the disposing agent.

(b) *Eligible corporation* means a not-for-profit corporation formed under the provisions of IC 23-7-1.1, or that has elected, or that is eligible to elect, to accept the provisions of IC 23-7-1.1 by filing articles of acceptance as provided therein, and which is organized for educational, literary, scientific, religious, or charitable purposes and which is exempt from federal income taxation under Section 501 of the Code.

Sec. 2-514. Authority to Sell or Lease Property

A disposing agent may sell or lease property to an eligible corporation only in the manner set forth in this article. Nothing contained in this article shall be construed to require a disposing agent to sell or lease property.

Sec. 2-515. Procedures for Sale or Lease of Real Property

A disposing agent who wishes to sell or lease real property to an eligible corporation shall follow the procedures set forth in this section.

(a) The disposing agent shall appoint an appraiser to make an appraisal of either the fair market value or the fair rental value of the real property. The Appraiser must be:

(1) Professionally engaged in making appraisals;

(2) Licensed under IC 25-34.1; or

(3) An employee of the city or county familiar with the valuation of property or the nature of the property being appraised.

In lieu of hiring an appraiser to perform the appraisal, the disposing agent may accept an appraisal provided by an eligible corporation if the disposing agent finds the appraisal to be reasonable and that the person performing the appraisal has the qualification listed in paragraphs (1) and (2) of this subsection.

(b) Upon receipt of the appraisal the disposing agent may negotiate for the sale or lease of the real property to any eligible corporation upon such terms and conditions for such compensation, including a nominal compensation, as the disposing agent shall deem to be in the best interests of the city or county, provided that, except as provided in subsection (c) of this section, no real property (except for the city market) having an appraised fair market value in excess of fifty thousand dollars ($50,000) or a fair rental value in excess of five thousand dollars ($5,000) per year may be sold or leased for an amount less than ninety (90) per cent of the fair market value or the fair rental value.

(c) With respect to real property which has an appraised fair market or fair rental value in excess of the amounts specified in subsection (b) of this section (except for the city market), the disposing agent may sell or lease such property at a nominal cost to an eligible corporation if the following conditions are met:

(1) No public funds have been expended on improvements made to the real property; and

(2) The city or county acquired the property by donation or without the expenditure of public funds.

(d) Upon the completion of negotiations for the sale or lease of the real property, the disposing agent shall publish notice, in accordance with IC 5-3-1, of a public hearing to be held before the disposing agent.

(e) The notice must state the date, place and hour of the public hearing and provide a summary of the principal terms of the proposed sale or lease, the location and character of the real property proposed to be sold or leased, the purchase price or rental to be paid and, in the case of a lease, the number of years the lease is to be in effect and, if the lease contains an option to purchase, a summary of the terms of such option.

(f) The proposed contract of sale or lease shall be open to public inspection.

(g) All persons appearing at the hearing are entitled to be heard on the following issues:

(1) Whether the real property is no longer needed or is unfit for the purpose for which it was intended; or

(2) Whether the proposed sale or lease of the property is in the public interest.

(h) At the conclusion of the public hearing the disposing agent shall make a determination on the two issues specified in paragraphs (1) and (2) of subsection (g) and if the disposing agent finds that the real property is not needed by the city or county or is unfit for the purpose for which it was intended or that the proposed sale or lease of the property is in the public interest, the disposing agent may:

(1) Approve the sale or lease, in which case the disposing agent shall execute the contract of sale or lease,

(2) Reject the sale or lease, or

(3) Propose modifications to the terms of the sale or lease and negotiate with the prospective purchaser or lessee with respect to such modifications;

(i) If the disposing agent proposes modifications to the terms of sale or lease at the public hearing, and the prospective purchaser or lessee subsequently agrees, in writing, to such modifications, the disposing agent may execute the contract of sale or the lease without further proceedings. If the prospective purchaser or lessee proposes further modifications the disposing agent may either reject such proposed modifications or may consider them at a public hearing after following the procedures specified in subsections (d) through (h).

(j) The decision of the disposing agent under subsection (h) and (i) is conclusive and binding on all parties.

(k) Pursuant to Sec. 2-230(d), any lease or sale of the city market must be approved by the city-county council prior to execution.

(l) Any eligible corporation desiring to acquire surplus property must file with the disposing agent, or the board of public works if applicable, a statement, in writing, at least ten (10) days, prior to any real property sale declaring:

(1) A description of the property;

(2) The corporation's intended use of the property;

(3) The sources of funding to execute that intended use within a defined reasonable time; and

(4) A timetable for accomplishing the intending use.

(m) An eligible corporation desiring to purchase such surplus property must sign a project agreement with the disposing agent and pay in full within one hundred twenty (120) days after the disposing agent or board of public works receives written notice from the eligible corporation to acquire the property, or the property shall automatically revert back to public auction eligibility.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 618 and 619, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal Nos. 618 and 619, 1992 on December 15, 1992. PROPOSAL NO. 618, 1992. This proposal, sponsored by Councillor Gilmer, amends the

Revised Code to add a Parking Management Division to the Department of Transportation (DOT). PROPOSAL NO. 619, 1992. This proposal amends the Revised Code by moving the Ordinance Violations Bureau from the Controller's Office to within the Parking Management Division of the Department of Transportation. By a 5-1 vote, the Committee reported the proposals to the Council with the recommendation that they do pass as amended. Councillor Curry moved, seconded by Councillor Gilmer, for adoption.

Councillor Gilmer introduced Don Waterman, Deputy Administrator, Administrative Services, DOT. Mr. Waterman introduced Jo Ann Rodriguez, Manager, Ordinance Violations Bureau.

Councillor Borst asked the following questions concerning the changes in the Ordinance Violation Bureau : (1) what is the present and what is the projected number of personnel, (2) what is the present and what is the projected amount of income and expense, and (3) will the same people be writing the tickets that are writing them now, and if so, why is it expected that they will they do a better job working for DOT than the Department of Public Safety.

E. Mitchell Roob, Jr., Director, DOT, stated that there has to be one agency that has the authority and responsibility for traffic. Currently there are five different departments involved. Moving the Ordinance Violations Bureau to DOT should be more efficient because (1) it will bring all the people who write tickets under one division, and (2) the people writing tickets will now be equipped with hand-held computers. He believes that income will increase, but expense will not decrease. Mr. Waterman added that the Parking Management Division started with thirty-six people and has been reduced by four.

Matt Ridenour, Director of Management Services, Office of the Mayor, explained that in the worst case this would be net income neutral; in the best case revenue would increase, and collections and customer service expense would remain the same or decrease.

Proposal No. 618, 1992, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 618, 1992, as amended, was retitled GENERAL ORDINANCE NO. 4, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 1993

A GENERAL ORDINANCE amending Chapter 271 of the Revised Code to add a Parking Management Division to the Department of Transportation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 271, Secs. 271-13, 271-301 and Sec. 271-401, of the "Revised Code of the Consolidated City and County" be, and are hereby, amended by deleting the stricken-through text and inserting the underlined text so that the sections read as follows:

Sec. 271-13. Divisions.

The department of transportation shall be composed of the following divisions:

(1) Facilities Management Division.

(2) Operation Division.

(3) Finance and Administration Division.

(4) Parking Management Division.

Sec. 271-301. Finance and administration division. The finance and administration division shall:

(1) Develop, implement and manage all department financial, budget administration, accounting, payroll, and purchasing programs and procedures;

(2) Develop, implement and manage all department administrative programs including, but not limited to, programs concerning data processing, equipment services, property management, fleet management, and personnel services;

(3) Develop, implement and manage all department citizens services programs, including, but not limited to, programs concerning public information, citizen relations and neighborhood coordination;

(4) Develop, implement and manage all department training and safety programs;

(5) Exercise the powers granted the department of transportation in IC 36-9-11.1~~,~~; and

~~(6) Develop, implement and manage the installation, operation and maintenance of parking meters within the jurisdiction of the consolidated city; and~~

(~~7~~6) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 271-401. Parking Management Division.

(1) Establish under one management unit all parking operations in the consolidated city;

(2) Develop, implement and manage the installation, operation and maintenance of parking meters within the jurisdiction of the consolidated city;

(3) Provide personnel to supplement Department of Public Safety officers in the enforcement of ordinances pertaining to parking meter and other ordinance violations as directed by the Department of Public Safety;

(4) Manage and operate the Ordinance Violations Bureau established in accordance with Section 271-521, 271-522 and 271-523 of this code;

(5) Establish and operate an ordinance violations processing section within the Ordinance Violations Bureau to assist in the timely processing of all unpaid citations;

(6) Maintain management and statistical information of all parking operations in the consolidated city; and

(7) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

SECTION 2. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance has not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

Proposal No. 619, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams
0 NAYS:
2 NOT VOTING: Brents, West

Proposal No. 619, 1992, as amended, was retitled GENERAL ORDINANCE NO. 5, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 5, 1993

A GENERAL ORDINANCE amending Chapters 221 and 271 of the Revised Code to move the Ordinance Violations Bureau from the Office of the City Controller to the Department of Transportation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapters 221 and 271 of the "Revised Code of the Consolidated City and County" be, and is hereby, amended to move the Ordinance Violations Bureau from Chapter 221 to Chapter 271, by deleting the stricken-through text and inserting the underlined text so that the sections read as follows:

CHAPTER 271. DEPARTMENT OF TRANSPORTATION
ARTICLE ~~2~~ IV. ~~DEPARTMENT OF FINANCE~~ ORDINANCE VIOLATIONS BUREAU

Sec. ~~221-221~~ 271-521. Ordinance Violations Bureau. An ordinance violations bureau is established within the ~~Finance~~ Parking Management Division of the Department of ~~Administration~~ Transportation for purposes authorized by Chapter 3 of Article 6 of Title 33 of the Indiana Code (IC 33-6-3).

Sec. ~~221-222~~ 271-522. Violations Clerk, Appointment. The ordinance violations bureau shall be administered by the violations clerk. The violations clerk shall be appointed by, and serve at the pleasure of, the ~~City Controller~~ Director of the Department of Transportation.

Sec. ~~221-223~~ 271-523. Duties of violations clerk and ordinance violations bureau. The violations clerk and ordinance violations bureau shall be responsible for processing code and ordinance violations which are enforced pursuant to the procedures set forth in Article ~~II~~ III of Chapter 103 of this Code and for those duties transferred as successor to the traffic violations bureau existing under Chapter 29 of the Code.

SECTION 2. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance has not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

NEW BUSINESS

The President stated that the Committee on Committees will consider meeting to resolve any requests for committee reassignments.

Leon Younger, Director of the Department of Parks and Recreation, gave a brief report on golf services.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 4th day of January, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, JANUARY 25, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 p.m. on Monday, January 25, 1993, with Councillor SerVaas presiding.

Councillor McClamroch led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
2 ABSENT: Dowden, Franklin

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Gray acknowledged the presence of Reverend Jetter and other members of the Concerned Clergy. Councillor Boyd added that the Concerned Clergy were present for the hearing of the proposal concerning the reappointment of Michael Beaver as Director of the Department of Public Safety. They were also present in support of Chief James Toler, Indianapolis Police Department (IPD). Councillor Boyd also acknowledged the presence of the Wayne Township Democratic Club.

Councillor Rhodes recognized the residents from the 62nd and Olney Street area who were present in support of Proposal No. 62, 1993.

Councillor Williams introduced Larry Gregerson, President of Herron Morton Place Association.

Councillor Borst stated that he and Councillor Short were guest speakers at an Indiana University/Purdue University at Indianapolis (IUPUI) class on urban policy last week. Councillor Borst introduced Bob Bird, a student in the class who is doing a term paper on enterprise zones.

Councillor O'Dell introduced Brian Nanavaty and Paul Beaver, police officers, IPD, South District.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 25, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Tuesday, January 5, 1993, a copy of LEGAL NOTICE on General Ordinance Nos. 156, 157 and 176, 1992.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, January 14, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 1, 2, 3, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, 1993, to be held on Monday, January 25, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

GENERAL ORDINANCE NO. 1, 1993, reorganizing the administration of cable franchise and establishing a Cable Franchise Oversight Agency.

GENERAL ORDINANCE NO. 2, 1993, concerning the reorganization of the Mayor's Office, Department of Administration, Information Services Agency and the City-County Administrative Board.

GENERAL ORDINANCE NO. 3, 1993, amending the Code concerning the sale of city or county property to an Indiana not-for-profit corporation.

GENERAL ORDINANCE NO. 4, 1993, amending the Revised Code to add a Parking Management Division to the Department of Transportation.

GENERAL ORDINANCE NO. 5, 1993, amending the Revised Code by moving the Ordinance Violations Bureau from the Controller's Office to within the Parking Management Division of the Department of Transportation.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Gilmer moved to suspend the rules and hear Proposal Nos. 62 and 63, 1993 at this Council meeting. Councillor Rhodes seconded the motion, and it passed by unanimous voice vote. The proposed agenda, as amended, was adopted by unanimous voice vote.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journals of December 14, 1992 and January 4, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 64, 1993. This proposal, sponsored by Councillors Borst, Beadling and Rhodes, concerns the Ft. Benjamin Harrison Finance Center. Councillor Borst read the proposal and moved for its adoption.

Councillor Black stated that he will support this proposal if a member from the minority party is added as a sponsor. Councillor Jimison moved to have all Councillors listed as sponsors of this proposal. Councillor Black seconded this motion. President SerVaas asked for consent to list all the Councillors as sponsors of Proposal No. 64, 1993. Consent was given.

Councillor Smith moved to amend Proposal No. 64, 1993 by substituting the language in the fifth "Whereas" paragraph with the following language: "Whereas, the City of Indianapolis has elected to compete with over 100 cities to retain the jobs at the Finance Center; and."

The President asked the General Counsel to amend Proposal No. 64, 1993 with Councillor Smith's amendment.

Proposal No. 64, 1993, as amended, was adopted by the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Dowden, Franklin

Proposal No. 64, 1993 was retitled SPECIAL RESOLUTION NO. 1, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 1993

A SPECIAL RESOLUTION concerning the Fort Benjamin Harrison Finance Center.

WHEREAS, approximately 2,800 jobs are currently located at the Fort Benjamin Harrison Finance Center; and

WHEREAS, Marion County has an opportunity to gain an additional 1,200 jobs at the Finance Center; and

WHEREAS, the planned closure of the Finance Center will have serious economic repercussions upon Lawrence Township and upon all of Marion County; and

WHEREAS, the Finance Center is one of the largest employers of minority and handicapped persons in Marion County; and

WHEREAS, the City of Indianapolis has elected to compete with over 100 cities to retain the jobs at the Finance Center; and

WHEREAS, Indianapolis is one of 20 cities which are finalists for the site of the new Finance Center; and

WHEREAS, the City of Indianapolis, the City of Lawrence and the State of Indiana have submitted a proposal to the federal government to retain the existing jobs and to increase the number of jobs at the Fort Benjamin Harrison Finance Center; and

WHEREAS, the State of Indiana has pledged to contribute $43 million to support the proposal; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council fully appreciates the economic and human importance of the Finance Center to this community, and commends and supports what has been done by the City of Indianapolis, the City of Lawrence and the State of Indiana in the complicated bid process.

SECTION 2. The Council resolves to take necessary and prudent steps to implement this community's successful bid.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 5, 7, 8, 29, 30 and 31, 1993. The President stated that these board appointment proposals were heard by various committees. By unanimous votes, the Committees have recommended to the full Council that the proposals be adopted. He asked

for consent to vote on them together. Consent was given. PROPOSAL NO. 5, 1993. The proposal reappoints Mary Alice Buckler to the Marion County Commission on Youth. PROPOSAL NO. 7, 1993. The proposal reappoints Reverend Paul Sanders to the Public Housing Advisory Council. PROPOSAL NO. 8, 1993. The proposal reappoints Charles Pechette to the Public Housing Advisory Council. PROPOSAL NO. 29, 1993. The proposal appoints Jon M. Bailey to the Marion County Public Defender Board. PROPOSAL NO. 30, 1993. The proposal appoints Susie Davie to the Marion County Public Defender Board. PROPOSAL NO. 31, 1993. The proposal appoints Patricia S. Nickell to the Marion County Public Defender Board. PROPOSAL NOS. 5, 7, 8, 29, 30 and 31, 1993 were adopted by unanimous voice vote.

Proposal No. 5, 1993 was retitled COUNCIL RESOLUTION NO. 2, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 1993

A COUNCIL RESOLUTION reappointing Mary Alice Buckler to the Marion County Commission on Youth.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Commission on Youth, the Council appoints:

Mary Alice Buckler

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 7, 1993 was retitled COUNCIL RESOLUTION NO. 3, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 1993

A COUNCIL RESOLUTION reappointing Reverend Paul Sanders to the Public Housing Advisory Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Public Housing Advisory Council, the Council appoints:

Reverend Paul Sanders

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 8, 1993 was retitled COUNCIL RESOLUTION NO. 4, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 1993

A COUNCIL RESOLUTION reappointing Charles Pechette to the Public Housing Advisory Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Public Housing Advisory Council, the Council appoints:

Charles Pechette

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 29, 1993, as amended, was retitled COUNCIL RESOLUTION NO. 5, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 1993

A COUNCIL RESOLUTION appointing Jon M. Bailey to the Marion County Public Defender Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member and Chairman of the Marion County Public Defender Board, the Council appoints:
Jon M. Bailey

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 30, 1993 was retitled COUNCIL RESOLUTION NO. 6, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 1993

A COUNCIL RESOLUTION appointing Susie Davie to the Marion County Public Defender Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Public Defender Board, the Council appoints:

Susie Davie

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 31, 1993 was retitled COUNCIL RESOLUTION NO. 7, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 7, 1993

A COUNCIL RESOLUTION appointing Patricia S. Nickell to the Marion County Public Defender Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Public Defender Board, the Council appoints:

Patricia S. Nickell

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

PROPOSAL NO. 9, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 9, 1993 on January 7, 1993. The proposal approves the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1993. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Giffin, for adoption. Proposal No. 9, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Dowden, Franklin

Proposal No. 9, 1993 was retitled COUNCIL RESOLUTION NO. 8, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Sec. 241-11 of the "Revised Code of the Consolidated City and County", a mayoral appointment of the Director of the Department of Parks and Recreation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Leon Edward Younger to serve as Director of the Department of Parks and Recreation at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Leon Edward Younger is approved and confirmed by the City-County Council to serve as Director of the Department of Parks and Recreation at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 10, 1993. In Councillor Dowden's absence, Councillor Schneider gave the Public Safety and Criminal Justice Committee report. He reported that the Public Safety and Criminal Justice Committee heard Proposal No. 10, 1993 on January 13, 1993. The proposal approves the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1993. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Curry, for adoption.

Councillor Jimison stated that one of the reasons she voted against this appointment in Committee was the rumored discord between Mr. Beaver and Chief James Toler. She has since talked with Chief Toler and has received his assurances that after he met with Mayor Stephen Goldsmith and Mr. Beaver they settled all differences. She said she will now support

Mr. Beaver's appointment. She said that Chief Toler is present and asked him to come forward and address this working relationship.

Chief Toler stated that since his discussions with the Mayor and the Director in December 1992, he now has their support and they share the same goals and objectives as far as IPD is concerned.

Councillor Black stated that he is concerned about police officers stopping black people in white neighborhoods. He asked Mr. Beaver to address this matter in police training sessions. Mr. Beaver agreed.

Proposal No. 10, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Dowden, Franklin

Proposal No. 10, 1993 was retitled COUNCIL RESOLUTION NO. 9, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael E. Beaver as Director of Public Safety for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of the Director of the Department of Public Safety is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael E. Beaver to serve as Director of the Department of Public Safety at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael E. Beaver is approved and confirmed by the City-County Council to serve as Director of the Department of Public Safety at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION. 2 This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor O'Dell acknowledged the presence of Chief Keith Smith and Deputy Chief Don Christ, Indianapolis Fire Department (IFD).

PROPOSAL NO. 13, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 13, 1993 on January 14, 1993. The proposal approves the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1993. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 13, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Dowden, Franklin

Proposal No. 13, 1993 was retitled COUNCIL RESOLUTION NO. 10, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Sec. 261-11 of the "Revised Code of the Consolidated City and County", a mayoral appointment of the Director of the Department of Public Works is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Barry S. Baer to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Barry S. Baer is approved and confirmed by the City-County Council to serve as Director of the Department of Public Works at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION. 2 This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 16, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 16, 1993 on January 20, 1993. The proposal approves the Mayor's appointment of E. Mitchell Roob, Jr., as Director of the Department of Transportation for a term ending December 31, 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Golc, for adoption. Proposal No. 16, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Borst, Gray
2 NOT PRESENT: Dowden, Franklin

Proposal No. 16, 1993 was retitled COUNCIL RESOLUTION NO. 11, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of E. Mitchell Roob, Jr., as Director of the Department of Transportation for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Sec. 271-11 of the "Revised Code of the Consolidated City and County", a mayoral appointment of the Director of the Department of Transportation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of E. Mitchell Roob, Jr., to serve as Director of the Department of Transportation at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. E. Mitchell Roob, Jr., is approved and confirmed by the City-County Council to serve as Director of the Department of Transportation at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 28, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 28, 1993 on January 12, 1993. The proposal reappoints Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County. By a 5-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Giffin, for adoption.

Councillors Williams, Golc, Black, Brents and Short all voiced opposition to this reappointment because, in their opinion, Mr. Merl is insensitive to neighborhoods' complaints. Councillor Williams stated that she received letters in opposition to Mr. Merl's reappointment from representatives of the following neighborhood organizations: Highlands Neighborhood, Meridian-Highland Neighborhood, Herron Morton Place Neighborhood, Holy Cross Neighborhood, Near Eastside Community Organization, Citizens Neighborhood Coalition and Mapleton-Fall Creek Neighborhood. She received phone calls in opposition from residents in St. Joseph Neighborhood, Old Northside Neighborhood, Chatham Arch Neighborhood, and also from residents in Councillors Black's and Borst's districts.

Councillors West, Giffin and Borst spoke in support of Mr. Merl's reappointment. Councillor Borst stated that he will invite the Alcoholic Beverage Board members to a Metropolitan Development Committee meeting to discuss issues.

Proposal No. 28, 1993 was adopted on the following roll call vote; viz:

18 YEAS: Beadling, Borst, Coughenour, Curry, Giffin, Gilmer, Hinkle, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
9 NAYS: Black, Boyd, Brents, Golc, Gray, Jimison, Jones, Short, Williams
2 NOT PRESENT: Dowden, Franklin

Proposal No. 28, 1993 was retitled COUNCIL RESOLUTION NO. 12, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 1993

A COUNCIL RESOLUTION reappointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Alcoholic Beverage Board of Marion County, the Council appoints:

Urban I. Merl, Jr.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Councillor Boyd read the following motion:

Mr. President:

I would like to move that the Council, through its Rules and Policy Committee and/or its Administration and Finance Committee, formally review the policy and process issues involved in the awarding and monitoring of consultant contracts and that such review result in formal recommendations made to the Council on a schedule determined by the President but in time to be incorporated into 1993 budget deliberations.

The President referred Councillor Boyd's motion to the Administration and Finance Committee.

PROPOSAL NO. 62, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 62, 1993 on January 20, 1993. The proposal, sponsored by Councillor Rhodes, amends the Code by authorizing a traffic signal at Olney Street and 62nd Street (District 7). Councillor Gilmer said that on January 4, 1993 a twelve-year-old boy was hit by an automobile and killed on 62nd Street. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption.

Councillor Rhodes thanked the Department of Transportation and the Sheriff's Department for their cooperation in performing traffic checks.

Councillor O'Dell stated that he was the "nay" vote in Committee, but after further research now supports the proposal.

Proposal No. 62, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Black, Borst, SerVaas
2 NOT PRESENT: Dowden, Franklin

Proposal No. 62, 1993 was retitled GENERAL ORDINANCE NO. 6, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 6, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 6	Olney St. & 62nd St.	62nd St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 6	Olney St. & 62nd St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 63, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 63, 1993 on January 20, 1993. The proposal, sponsored by Councillor Rhodes, amends the Code by authorizing intersection controls at Sherman Drive and 62nd Street and at Tuxedo Street and 62nd Street (District 7). By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Hinkle, to return the proposal to Committee. Proposal No. 63, 1993 was returned to Committee by unanimous voice vote.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 32, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing W. Tobin McClamroch to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 33, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Donald J. Hargadon to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 34, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Joe M. Rink to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 35, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing James E. Sawyers to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 36, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Alice Buckler to the Information Services Agency Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 37, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Clifford R. Snedeker to the Information Services Agency Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 38, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing John von Arx to the

Information Services Agency Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 40, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Sue Shively to the Community Centers of Indianapolis Board"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 41, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Claudia Prosser to the Indianapolis City-Market Corporation"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 42, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ruby Miller to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 43, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ray Battey to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 44, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ray R. Irvin to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 45, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Jesse Moore to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 46, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing J. Lloyd Grannan to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 47, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Chris R. Lowery to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 48, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Rudy Hightower to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 49, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Elliott Nelson to the

Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 50, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Dr. Philip C. Borst to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 51, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION renewing the Community Corrections program for fiscal year 1993-94 and approving the actions of the Community Corrections Advisory Board with respect to the 1993-94 grant application to the State"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 52, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $14,238 for Community Corrections to hire an Intensive Supervision Officer for the Municipal Court to aid with the release of selected home detainees"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 53, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $6,000 for the Superior Court, Criminal Division, Probation Department, to pay a consultant to conduct workshops for probationers and to pay a temporary clerk to input bookkeeping data"; and the President referred it to the Public Safety and Criminal Justice Committee.

[Clerk's Note: Proposal No. 54, 1993 was withdrawn.]

PROPOSAL NO. 55, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $465,000 for the Department of Public Works to utilize IMAGIS by providing computer-aided mapping for participant organizations to implement facility-management programs"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 56, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Tony Buford to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 57, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Arno Haupt to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 59, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Holley Holmes to the Transportation Board"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 60, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Howard Howe to the Transportation Board"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 61, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at 82nd Street (3900 E) and Clearwater Crossing (District 3)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 65-67, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 20, 1993". The Council did not schedule Proposal Nos. 65-67, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 65-67, 1993 were retitled REZONING ORDINANCE NOS. 2-4, 1993 and are identified as follows:

REZONING ORDINANCE NO. 2, 1993. 92-Z-119 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.
101 SOUTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
MEIJER REALTY COMPANY, by Thomas Michael Quinn, requests the rezoning of 1.805 acres, being in the D-4 and I-5-S Districts, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 3, 1993. 92-Z-120 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.
11209 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.
MEIJER REALTY COMPANY, by Thomas Michael Quinn, requests the rezoning of 2.005 acres, being in the D-5 District, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 4, 1993. 92-Z-121 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.
101 SOUTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
MEIJER REALTY COMPANY, by Thomas Michael Quinn, requests the rezoning of 0.842 acre, being in the I-5-S District, to the C-4 classification to provide for commercial development.

PROPOSAL NOS. 68-79, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 12, 1993". The Council did not schedule Proposal Nos. 68-79, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 68-79, 1993 were retitled REZONING ORDINANCE NOS. 5-16, 1993 and are identified as follows:

REZONING ORDINANCE NO. 5, 1993. 92-Z-88 (Amended) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #08.
3350 LAFAYETTE ROAD (approximate address), INDIANAPOLIS.
L. P. 34, an Indiana Partnership, by Michael J. Kias, requests the rezoning of 10.0 acres, being in the D-4, D-5, and C-3 Districts, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 6 1993. 92-Z-116 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #15.
527-45 EASTERN AVENUE, INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the REZONING of 2.133 acres, being in the D-5 District, to the SU-1 classification to legally establish an existing church.

REZONING ORDINANCE NO. 7, 1993. 92-Z-130 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #07.
5692 CENTRAL AVENUE, INDIANAPOLIS.

IMMACULATE HEART CATHOLIC CHURCH requests the rezoning of 3.03 acres, being in the C-2 District, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 8, 1993. 92-Z-131 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #05.
6366 OAKLANDON ROAD, REAR (approximate address), INDIANAPOLIS.
COMMUNITY DEVELOPMENT III, INC., by Raymond Good, requests the rezoning of 6.07 acres, being in the D-6II and D-S Districts, to the D-5II classification to provide for residential development.

REZONING ORDINANCE NO. 9, 1993. 92-Z-133 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #22.
2001 YANDES STREET (approximate address), INDIANAPOLIS.
PIONEER MISSIONARY BAPTIST CHURCH requests the rezoning of .06 acres, being in the I-3-U District, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 10, 1993. 92-Z-139 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
9151 WEST WASHINGTON STREET (approximate address), INDIANAPOLIS.
LARRY M. FITZGERALD requests the rezoning of 4.45 acres, being in the SU-43, C-7 & D-A Districts, to the C-7 classification to provide for commercial development.

REZONING ORDINANCE NO. 11, 1993. 92-Z-142 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #09.
3950 MOLLER ROAD (approximate address), INDIANAPOLIS.
MEIJER REALTY COMPANY, INC, by Thomas Michael Quinn, requests the rezoning of 0.906 acre, being in the C-2 District, to the C-4 classification to provide for retail commercial development.

REZONING ORDINANCE NO. 12, 1993. 92-Z-143 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #20.
5302 CHURCHMAN ROAD (approximate address), INDIANAPOLIS.
AUBURN DEVELOPMENT CORPORATION requests the rezoning of 10 acres, being in the D-A District, to the D-6II classification to provide for residential development.

REZONING ORDINANCE NO. 13, 1993. 92-Z-145 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.
3920 SOUTH POST ROAD (approximate address), INDIANAPOLIS.
ATLANTIS, LIMITED and ROBERT L. PRITCHARD, EUGENE L. HENDERSON and BILL C. DUNCAN, request the rezoning of 3.93 acres, being in the D-A District, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 14, 1993. 92-Z-146 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.
3920 SOUTH POST ROAD (REAR) (approximate address), INDIANAPOLIS.
ATLANTIS, LIMITED and ROBERT L. PRITCHARD, EUGENE L. HENDERSON and BILL C. DUNCAN request the rezoning of 6.24 acres, being in the D-A District, to the D-6II classification to provide for residential development.

REZONING ORDINANCE NO. 15, 1993. 92-Z-148 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #09.
4625 WEST 52ND STREET (approximate address), INDIANAPOLIS.
M.S.D. OF PIKE TOWNSHIP requests the rezoning of 3.0 acres, being in the D-A District, to the SU-2 classification to provide for the expansion of an existing school.

REZONING ORDINANCE NO. 16, 1993. 92-Z-149 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #01.
5412 NORTH HIGH SCHOOL ROAD (approximate address), INDIANAPOLIS.
JOE P. RIENHEART and MARIE CUELLER request the rezoning of 0.5739 acre, being in the D-6II District, to the D-2 classification to provide for residential development.

PROPOSAL NOS. 80-81, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development

Commission on January 21, 1993". The Council did not schedule Proposal Nos. 80-81, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 80-81, 1993 were retitled REZONING ORDINANCE NOS. 17-18, 1993 and are identified as follows:

REZONING ORDINANCE NO. 17, 1993. 92-Z-136 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT #01.
4501 WEST 71ST STREET (approximate address), INDIANAPOLIS.
TIMBER PARK DEVELOPMENT CORPORATION requests the rezoning of 54.66 acres, being in the I-2-S District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 18, 1993. 93-Z-4 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #05.
7853 OAKLANDON ROAD (approximate address), INDIANAPOLIS.
ALLEN-WEST DEVELOPMENT requests the rezoning of 33 acres, being in the D-A District, to the D-3 classification to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 651, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 651, 1992 on January 12, 1993. The proposal appropriates $50,000 for the County Surveyor to finalize a contract for fiscal year 1993 with the Department of Public Works concerning IMAGIS. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Brents, for adoption. Proposal No. 651, 1993, as amended, was adopted on the following roll call vote; viz:

20 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
0 NAYS:
7 NOT VOTING: Black, Brents, Hinkle, O'Dell, Rhodes, Short, Williams
2 NOT PRESENT: Dowden, Franklin

Proposal No. 651, 1992, as amended, was retitled FISCAL ORDINANCE NO. 1, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. I, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Fifty Thousand Dollars ($50,000) in the County General Fund for purposes of the County Surveyor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (j) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Surveyor to finalize a 1993 contract for services rendered between the Department of Public Works, IMAGIS and the Surveyor's office.

SECTION 2. The sum of Fifty Thousand Dollars ($50,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY SURVEYOR	COUNTY GENERAL FUND
1. Personal Services	$24,500
2. Supplies	500
3. Other Services and Charges	500
4. Capital Outlay	21,000.
COUNTY AUDITOR	
1. Personal Services (fringes)	3,500
TOTAL INCREASE	$50,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$50,000
TOTAL REDUCTION	$50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 1, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 1, 1993 on January 5, 1993. The proposal, sponsored by Councillor West, appropriates $100,000 for the City-County Council's anticipated expenses relating to cable franchise matters. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:43 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 1, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Brents, Hinkle, Williams
2 NOT PRESENT: Dowden, Franklin

Proposal No. 1, 1993 was retitled FISCAL ORDINANCE NO. 2, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Thousand Dollars ($100,000) in the City General Fund for purposes of the City-County Council and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing technical expertise to the City-County Council in the renegotiation of the cable franchise agreements.

SECTION 2. The sum of One Hundred Thousand Dollars ($100,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

CITY-COUNTY COUNCIL	CITY GENERAL FUND
3. Other Services and Charges	$100,000
TOTAL INCREASE	$100,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	CITY GENERAL FUND
Unappropriated and Unencumbered City General Fund	$100,000
TOTAL REDUCTION	$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 2, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 2, 1993 on January 5, 1993. The proposal, sponsored by Councillor Curry, appropriates $120,000 for the County Auditor to cover salary and service expenses associated with the Tax Increment Financing District projects. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:45 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 2, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
4 NOT VOTING: Brents, Gray, Hinkle, Williams
2 NOT PRESENT: Dowden, Franklin

Proposal No. 2, 1993 was retitled FISCAL ORDINANCE NO. 3, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City- County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Twenty Thousand Dollars ($120,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor to provide for salary and service expenditures to be incurred by the Auditor's office as a result of Tax Increment Financing District projects and research.

SECTION 2. The sum of One Hundred Twenty Thousand Dollars ($120,000 be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY AUDITOR	COUNTY GENERAL FUND
1. Personal Services	$ 25,500
1. Personal Services (fringes)	4,500
3. Other Services and Charges	90,000
TOTAL INCREASE	$120,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered	
County General Fund	$120,000
TOTAL REDUCTION	$120,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 3, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 3, 1993. The proposal appropriates $10,703,854 to repay the 1992 welfare notes. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:46 p.m. There being no one present to testify, Councillor Ruhmkorff moved, seconded by Councillor Brents, for adoption. Proposal No. 3, 1993 was adopted on the following roll call vote; viz:

17 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Giffin, Gray, Jones, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Smith, West
7 NAYS: Borst, Golc, Jimison, McClamroch, Moriarty, Shambaugh, Short
3 NOT VOTING: Gilmer, Hinkle, Williams
2 NOT PRESENT: Dowden, Franklin

Proposal No. 3, 1993 was retitled FISCAL ORDINANCE NO. 4, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 1993

A FISCAL ORDINANCE amending the "1993 Annual Budget for the Department of Public Welfare" (City-County Fiscal Ordinance No. 58, 1992) appropriating an additional Ten Million Seven Hundred Three Thousand Eight Hundred Fifty-four Dollars ($10,703,854) in the Welfare Sinking Fund and reducing the unappropriated and unencumbered balance in the Welfare Sinking Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2 of the 1993 Annual Budget for the Department of Public Welfare, be and is hereby amended by the increases and reductions hereinafter stated for purposes of required payments on 1992 Welfare Notes.

SECTION 2. The sum of Ten Million Seven Hundred Three Thousand Eight Hundred Fifty-four Dollars ($10,703,854) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WELFARE	WELFARE SINKING FUND
3. Other Services and Charges	$10,703,854
TOTAL INCREASE	$10,703,854

SECTION 4. The said additional appropriations are funded by the following reductions:

	WELFARE SINKING FUND
Unappropriated and Unencumbered	
Welfare Sinking Fund	$10,703,854
TOTAL REDUCTION	$10,703,854

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 17-26, 1993. PROPOSAL NO. 17, 1993. The proposal approves the issuance of the General Obligation Bonds of the Park District not to exceed $25,885,000. PROPOSAL NO. 18, 1993. The proposal approves the issuance of the Refunding Bonds of the Park District not to exceed $7,980,000. PROPOSAL NO. 19, 1993. The proposal approves the issuance of the General Obligation Bonds of the Metropolitan Thoroughfare District not to exceed $60,385,000. PROPOSAL NO. 20, 1993. The proposal approves the issuance of the Refunding Bonds of the Metropolitan Thoroughfare District not to exceed $18,490,000. PROPOSAL NO. 21, 1993. The proposal approves the issuance of the General Obligation Bonds of the Redevelopment District not to exceed $22,710,000. PROPOSAL NO. 22, 1993. The proposal approves the issuance of the Refunding bonds of the Redevelopment District not to exceed $3,000,000. PROPOSAL NO. 23, 1993. The proposal approves the issuance of the General Obligation Bonds of the Sanitary District not to exceed $124,200,000. PROPOSAL NO. 24, 1993. The proposal approves the issuance of Refunding Bonds of the Sanitary District not to exceed $15,260,000. PROPOSAL NO. 25, 1993. The proposal approves the issuance of the General Obligation Bonds of the Flood Control District not to exceed $38,680,000. PROPOSAL NO. 26, 1993. The proposal approves the issuance of the Refunding Bonds of the Flood Control District not to exceed $3,235,000. Councillor Curry asked for consent to postpone Proposal Nos. 17-26, 1993 until February 8, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 650, 1992. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 650, 1992 on January 12, 1993. The proposal expands the Urban Enterprise Zone boundaries to include Thomson Consumer Electronics, Inc. Headquarters (RCA plant). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 650, 1992 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Dowden, Franklin

Proposal No. 650, 1992 was retitled SPECIAL RESOLUTION NO. 2, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1993

A SPECIAL RESOLUTION authorizing the Mayor of the City of Indianapolis to submit to the State of Indiana Enterprise Zone Board an application including all necessary collateral material, requesting modification to the City of Indianapolis Enterprise Zone.

WHEREAS, the Indiana General Assembly by statute has authorized the creation of enterprise zones; and

WHEREAS, enterprise zones are designed to promote employment opportunities, reduce poverty, and promote economic development in certain areas; and

WHEREAS, one portion of the City of Indianapolis consisting of 1.57 square miles (located in an area bounded generally by 46th Street on the North and 21st Street on the South; Fall Creek on the West and Meadows Drive on the East) was designated as an Urban Enterprise Zone in 1989; and

WHEREAS, it has been proposed that the existing enterprise zone be expanded to include the Thomson Consumer Electronics property which is a one million three hundred and fifty thousand (1,350,000) square foot industrial property located at Sherman Drive and Michigan Street together with a strip of land running from the existing Enterprise Zone along the Monon Railroad Corridor to 10th Street, then East along 10th Street to Sherman Drive and South on Sherman Drive to the Thomson Consumer Electronics, Inc. property (the Thomson Consumer Electronics, Inc. property and the strip of land shall be referred to hereinafter as the "Proposed Expansion Area"); and

WHEREAS, there are some one thousand one hundred (1,100) employees at the North American headquarters for Thomson Consumer Electronics, Inc.; and

WHEREAS, the Thomson Consumer Electronics, Inc. headquarters' activities include engineering, research, design, marketing, sales, and administration of the company's american business; and

WHEREAS, the Thomson Consumer Electronics, Inc. headquarters' operations will completely transfer to a new location in Hamilton County in the first quarter of 1994; and

WHEREAS, approximately 900 manufacturing positions exist at Thomson's Indianapolis plastics facility in the Proposed Expansion Area, which will not be relocated to the Hamilton County location; and

WHEREAS, the City of Indianapolis considers that it is necessary to provide a healthy and productive work environment for Eastside residents, by retaining existing jobs and creating new job opportunities on the Eastside and the City considers that the Proposed Expansion Area will include a partially vacated industrial site that can be made available for new industries; and

WHEREAS, it is beneficial to keep this industrial site fully used, either by Thomson Consumer Electronics' operations or by new industries; and

WHEREAS, expanding the boundaries of the existing enterprise zone to include the Proposed Expansion Area will make the property more attractive for new businesses; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Mayor of the City of Indianapolis is hereby authorized to submit to the State of Indiana Enterprise Zone Board an application including all necessary collateral material, requesting modification to the boundaries of the City of Indianapolis Enterprise Zone to include the Proposed Expansion Area.

SECTION 2. The Mayor is hereby authorized to do all things reasonably necessary, including the execution of the application in order to secure the modification of the enterprise zone boundary.

SECTION 3. This resolution shall be in full force and effect upon adoption.

PROPOSAL NO. 652, 1992. Councillor Schneider reported that the Public Safety and Criminal Justice Committee heard Proposal No. 652, 1992 on January 13, 1993. The proposal transfers and appropriates $812,956 for the County Auditor to technically amend its 1993 budget concerning the Prosecutor's Diversion Fund. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Jimison, for adoption. Proposal No. 652, 1992 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Hinkle, Mullin
2 NOT PRESENT: Dowden, Franklin

Proposal No. 652, 1992 was retitled FISCAL ORDINANCE NO. 5, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 1993

A FISCAL ORDINANCE technically amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Eight Hundred Twelve Thousand Nine Hundred Fifty-six Dollars ($812,956) in the Prosecutor's Diversion Fund for purposes of the County Auditor and reducing certain other appropriations for that Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor to technically amend the 1993 budget.

SECTION 2. The sum of Eight Hundred Twelve Thousand Nine Hundred Fifty-six Dollars ($812,956) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY AUDITOR	PROSECUTOR'S DIVERSION FUND
1. Personal Services	$495,000
2. Supplies	15,000
3. Other Services and Charges	267,956
4. Capital Outlay	35,000
TOTAL INCREASE	$812,956

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY AUDITOR	PROSECUTOR'S DIVERSION FUND
1. Personal Services	$510,000
2. Supplies	267,956
3. Other Services and Charges	35,000
TOTAL REDUCTION	$812,956

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 655, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 655, 1992 on January 20, 1993. The proposal, sponsored by Councillor Moriarty, amends the Code by changing the intersection control at North Street and Rural Street from traffic signals to stop signs (District 15). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Moriarty, to strike. Proposal No. 655, 1992 was stricken by unanimous voice vote.

PROPOSAL NO. 657, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 657, 1992 on January 5, 1993. The proposal, sponsored by Councillor West, determines the need to lease office and storage space at 129 East Market Street for the Department of Administration and other City and County departments. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor West, for adoption. Proposal No. 657, 1992, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Dowden, Franklin

Proposal No. 657, 1992, as amended, was retitled SPECIAL RESOLUTION NO. 3, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 1993

A SPECIAL RESOLUTION determining the need to lease 28,416 square feet of office space and 3,500 square feet of storage space at 129 East Market Street, Indianapolis, Indiana for the Department of Administration and other City departments and County officials and agencies.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-I-I0-7, has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of the Department of Administration and other City departments and County officials and agencies is necessary.

SECTION 2. The property located at I29 East Market Street, Indianapolis, Indiana is owned by 129 Market Associates, Ltd., an Indiana limited partnership. Robert Carr is the only person or firm owning ten percent (10%) or more equity in 129 Market Associates, Ltd.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

PROPOSAL NO. 4, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 4, 1993 on January 5, 1993. The proposal, sponsored by Councillor McClamroch, transfers and appropriates $250,000 for the Office of the Corporation Counsel to cover contracting expenses with law firms. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor McClamroch, for adoption. Proposal No. 4, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Brents, Jimison, Williams
2 NOT PRESENT: Dowden, Franklin

Proposal No. 4, 1993 was retitled FISCAL ORDINANCE NO. 6, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City- County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Two Hundred Fifty Thousand Dollars ($250,000) in the Consolidated County Fund for purposes of the Office of Corporation Counsel and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases

and reductions hereinafter stated for purposes of the Office of Corporation Counsel to contract with law firms for additional legal expertise.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars ($250,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

OFFICE OF CORPORATION COUNSEL	CONSOLIDATED COUNTY FUND
3. Other Services and Charges	$250,000
TOTAL INCREASE	$250,000

SECTION 4. The said increased appropriation is funded by the following reductions:

OFFICE OF CORPORATION COUNSEL	CONSOLIDATED COUNTY FUND
1. Personal Services	$250,000
TOTAL REDUCTION	$250,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:05 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 25th day of January, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, FEBRUARY 8, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, February 8, 1993, with Councillor SerVaas presiding.

Councillor Short led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Beadling introduced her friends Steve Massey and Sheri Stephan. Councillor Curry introduced his wife Ann. Councillor Borst acknowledged the presence of former Councillors Dwight Cottingham and Holley Holmes. Councillor O'Dell introduced Dennis Thomas, President of the Rumford Eastway Manor Neighborhood Association, and Jesse Moore, Council appointee to the Board of Parks and Recreation. Councillor Hinkle recognized Steve Neilsen for seven years service with the Department of Public Works; he is returning to work in the private sector.

OFFICIAL COMMUNICATIONS

Stephen Goldsmith, Mayor, City of Indianapolis, was present and explained the funding for the Capital Improvements Program and asked for the Councillors support for the eight bond proposals which were to be considered later in the Council meeting.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 8, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

January 25, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, January 28, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 52, 53 and 55, 1993, to be held on Monday, February 8, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

January 28, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published a Public Notice of "Request for Proposals for a Cable Television Franchise" in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Monday, February 1, and Monday, February 8, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 1, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Fifty Thousand Dollars ($50,000) in the County General Fund for purposes of the County Surveyor and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 2, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Thousand Dollars ($100,000) in the City General Fund for purposes of the City-County Council and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 4, 1993, amending the 1993 Budget for the Department of Public Welfare (City-County Fiscal Ordinance No. 58, 1992) appropriating an additional Ten Million Seven Hundred Three Thousand Eight Hundred Fifty-four Dollars ($10,703,854) in the Welfare Sinking Fund and reducing the unappropriated and unencumbered balance in the Welfare Sinking Fund.

FISCAL ORDINANCE NO. 6, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Two Hundred Fifty Thousand Dollars ($250,000) in the Consolidated County Fund for purposes of the Office of Corporation Counsel and reducing certain other appropriations for that office.

SPECIAL RESOLUTION NO. 1, 1993, concerning the Ft. Benjamin Harrison Finance Center.

SPECIAL RESOLUTION NO. 2, 1993, expanding the Urban Enterprise Zone boundaries to include Thomson Consumer Electronics, Inc. Headquarters (RCA plant).

SPECIAL RESOLUTION NO. 3, 1993, determining the need to lease office space at 129 East Market Street for the Department of Administration and other City and County departments.

GENERAL ORDINANCE NO. 6, 1993, amending the Code by authorizing a traffic signal at Olney Street and 62nd Street (District 7).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Gilmer moved to suspend the rules and move Proposal No. 12, 1993 up on the agenda. Councillor Beadling seconded the motion, and it passed by unanimous voice vote. The proposed agenda, as amended, was adopted by unanimous voice vote.

Councillor Ruhmkorff also moved to suspend the rules and hear Proposal No. 85, 1993 before the Whole Committee at this Council meeting instead of referring it to the Rules and Public Policy Committee to be heard at a later date.

Councillor Boyd suggested that Proposal No. 85, 1993 be heard under Presentation of Petitions, Memorials, Special Resolutions and Council Resolution. The President agreed to hear the proposal at that time.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of January 25, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 91, 1993. This proposal, sponsored by Councillors Beadling and Gilmer, recognizes Richard G. Patterson. Councillor Beadling read the resolution and presented a framed document to Mr. Patterson, who expressed appreciation for the recognition. John Henneman, Public Affairs Specialist, Richard L. Roudebush VA Medical Center, also commended Mr. Patterson for his volunteer work at the VA Medical Center. Mr. Patterson's wife Mary and daughter Marlena were also present. Councillor Beadling moved, seconded by Councillor Gilmer, for adoption. Proposal No. 91, 1993 was adopted by unanimous voice vote.

Proposal No. 91, 1993 was retitled SPECIAL RESOLUTION NO. 4, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 4, 1993

A SPECIAL RESOLUTION recognizing Richard G. Patterson.

WHEREAS, Richard G. Patterson has donated over 1,000 hours of volunteer work at the Richard L. Roudebush VA Medical Center since 1987; and

WHEREAS, he, along with many other volunteers, help veterans in such activities as bingo, ward parties, sports, games, patient picnics, Veterans Day activities, POW/MIA Day, the DAV transportation network, purchase TV's for patient wards, and help patients call home at Christmas; and

WHEREAS, Mr. Patterson was wounded while serving with the 106th Infantry Division in the World War II Battle of the Bulge, was taken prisoner by the Waffen SS, spent 123 days as a POW, and after the war spent a year in hospitals recovering from his injuries; and

WHEREAS, he is a past State Commander and Adjutant of the Disabled American Veterans, has been a member of the Elmer Pond DAV Chapter #1 for 46 years and has held all DAV chapter and state offices; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Richard G. Patterson--and all DAV members--for their service to our nation, and for their untiring volunteer work at the Richard L. Roudebush VA Medical Center.

SECTION 2. The Council asks all citizens to give a special thought and prayer for America's disabled veterans.

SECTION 3. The Council gives a special salute to Richard G. Patterson, his wife Mary, and to their children for they are truly symbols of a devoted and dedicated veteran family, and are an inspiration to others.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 92, 1993. This proposal, sponsored by Councillors Mullin, Coughenour and Short, recognizes the Roncalli City Basketball Champions. Councillor Mullin read the resolution and presented copies of the document to the team members, managers and coaches. Coach Chuck Weisenbach expressed appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor Short, for adoption. Proposal No. 92, 1993 was adopted by unanimous voice vote.

Proposal No. 92, 1993 was retitled SPECIAL RESOLUTION NO. 5, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 1993

A SPECIAL RESOLUTION recognizing the Roncalli City Basketball Champions.

WHEREAS, January 23, 1993, will go down in the history books of Roncalli High School forever; and

WHEREAS, during the 54-year history of the Indianapolis City Basketball Tournament, the Roncalli Rebels had never earned the City Title; and

WHEREAS, on that eventful evening the tournament sleeper Roncalli team defeated the highly regarded Broad Ripple Rockets by a score of 67-63 in the final championship game of the city tournament; and

WHEREAS, Coach Chuck Weisenbach credits the victory to the team's outstanding work habits during practice, great attitudes with regard to their roles on the team, and the players ability to focus upon what they need to do as a team to have success; and

WHEREAS, all Roncalli High School students, staff, alumni and supporters can be very proud of this exemplary achievement; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the 1992-1993 Roncalli High School basketball team: Robert Coffman, Doug Wyciskalla, Nick Stewart, K.J. Bunch, Jim Cissell, Matt Schroeder, Jeff Mader, Matt McGaha, Dan Lawson, Mike Brunsman, Brian Zywicki and Rick Scott.

SECTION 2. The Council also recognizes Varsity Coach Chuck Weisenbach; Assistant Coach Jeff Small; Managers Tim Grant, Sally Frank, Michael Tully, and Drew Tilson; Athletic Director Mindy Welch; Assistant Athletic Director Angie Toner; Varsity Cheerleaders Danielle Peoni, Rachael Litz, Keri Miller, Marie Roy, Michelle Waugh and Amy Weisenbach; Cheerleader Coaches Judy Troxell and Tonya Smythe; Principal Joe Hollowell; Chaplain Fr. Dan Atkins; and the entire 1992-1993 student body of Roncalli High School who support their school and team.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 93, 1993. This proposal, sponsored by Councillors Beadling and Moriarty, urges the Department of Transportation to study improved signage. Councillor Beadling read the resolution and moved, seconded by Councillor Moriarty, for adoption. Proposal No. 93, 1993 was adopted by unanimous voice vote.

Proposal No. 93, 1993 was retitled SPECIAL RESOLUTION NO. 7, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 7, 1993

A SPECIAL RESOLUTION urging the Department of Transportation to study improved signage.

WHEREAS, the city of Indianapolis through vision, hard work and considerable investments of private and public capital has become a major site for conventions, sporting events, museums, entertainment and other business and pleasure attractions for out-of-town visitors; and

WHEREAS, being the largest city in the state, even local citizens often become confused about parking, no parking, parking meter instructions and numerous other necessary traffic regulations; and

WHEREAS, many drivers and pedestrians are not experienced with maneuvering in a large city, many traffic signs are clustered together, those who try to obey the law often become needlessly confused, many are mentally or physically disabled, many are aged, and some lack full literacy skills; and

WHEREAS, visitors and local residents are subject to fines and having their vehicles impounded if they are caught violating any of the many traffic laws and ordinances; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council deems that the city has an important responsibility to visitors and to its own citizens to make a special effort to make its traffic control and information signs, street painting, stickers and other means of conveying information as clear and easily understood as possible by motorists and pedestrians.

SECTION 2. The Council asks the Indianapolis Department of Transportation to conduct a special in-depth investigation on this subject which would include surveying signage experts in other cities, states and federal government, universities, private companies, individual experts, its own staff, and other sources which the research may discover, subject to the confining limitations of the *"Indiana Manual on Uniform Traffic Control Devices for Streets and Highways."*

SECTION 3. The Council asks the Department of Transportation to brief the Council's Transportation Committee on its findings in July, 1993, and in January, 1994, whereupon this resolution shall expire.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 94, 1993. This proposal, sponsored by Councillors Short, Beadling, Hinkle, Jones and Rhodes, concerns Indianapolis, U.S.A., and Monza, Italy. Councillor Short read the resolution and presented a framed document to Jerry Roland, member of the Indianapolis Sister Cities Committee, who expressed appreciation for the resolution. Councillor Beadling moved, seconded by Councillor Hinkle, for adoption. Proposal No. 94, 1993 was adopted by unanimous voice vote.

Proposal No. 94, 1993 was retitled SPECIAL RESOLUTION NO. 6, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 1993

A SPECIAL RESOLUTION concerning Indianapolis, U.S.A., and Monza, Italy.

WHEREAS, Monza is a city near Milan in the prosperous Po Valley in Northern Italy; and

WHEREAS, a compelling synergy exists between Indianapolis and Monza; and

WHEREAS, Indianapolis is the home of the famous "Indianapolis 500" auto race, and Monza has the Monza Autodrome Italian Gran Prix--the longest running auto race in Europe; and

WHEREAS, Indianapolis is the 12th largest city in the U.S., and Monza is the 15th largest city in Italy; and

WHEREAS, Monza, like Indianapolis, is in the nation's agricultural and industrial heartland; and

WHEREAS, both cities share mutual interests in music, museums, sports, economic development and education; and

WHEREAS, many hard working citizens of Indianapolis are of Italian ancestry; and

WHEREAS, the nearby large cities of Chicago and Milan are already paired as sister cities; and

WHEREAS, groups of interested and involved citizens are already exploring the desirability and benefits of establishing a sister city relationship between Indianapolis and Monza; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the many similarities between Indianapolis, U.S.A., and Monza, Italy.

SECTION 2. The Council encourages interested citizens of these two great cities to explore the advantages of a sister city relationship.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 95, 1993. The proposal, sponsored by Councillor Smith, urges the Indiana General Assembly to transfer property tax controls to county authority and the electorate. The President assigned Proposal No. 95, 1993 to the Committee on Rules and Public Policy.

PROPOSAL NO. 85, 1993. The proposal, sponsored by Councillors Boyd, Mullin and Ruhmkorff, concerns a "Union Only Project Agreement." The President stated that Councillor Boyd will read the proposal, there will be no discussion, and the Council will vote to either adopt or reject the proposal.

Councillor West stated that according to the Rules of the Council there can be discussion and debate as long as a matter is on the floor.

Councillor Schneider said that the President has the authority to assign any proposal to a committee. Councillor Schneider said that he believes this is a very important proposal and should be discussed and debated; therefore, he would like to see it assigned to a committee.

Councillor McClamroch stated that he does not understand the policy behind restricting debate and asked who has the authority to restrict debate and who asked that there be no debate on this proposal.

The President said that he informed the sponsors that for Proposal No. 95, 1993 to be voted on at this Council meeting, there can be no debate; if they want debate, he would have to refer the proposal to a committee. The sponsors elected to have no debate and want the proposal voted at this Council meeting.

Councillor Dowden said that in his opinion if the sponsors wish to move the previous question and call for the vote, they can do it if they have fifteen votes; otherwise the Chair would be compelled to have debate.

Councillor Schneider moved to send Proposal 85, 1993 to a committee of the President's choosing. Councillor Giffin seconded the motion. This motion passed by the following roll call vote; viz:

16 YEAS: Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West
13 NAYS: Beadling, Black, Boyd, Brents, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Ruhmkorff, Short, Williams

The President referred Proposal No. 85, 1993 to the Municipal Corporations Committee. He asked Councillor Schneider to announce when Municipal Corporations Committee will meet to hear this proposal.

Councillor Schneider said he will announce the date later. The President asked him to decide on a date this week and advise the sponsors. Councillor Schneider agreed.

PROPOSAL NO. 14, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 14, 1993 on February 2, 1993. The proposal approves the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor West, for adoption. Proposal No. 14, 1993 was adopted by unanimous voice vote.

Proposal No. 14, 1993 was retitled COUNCIL RESOLUTION NO. 13, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Sections 2-142 and 2-143 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of a Deputy Mayor and of the Director of the Department of Administration is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Caterina Cregor to serve as a Deputy Mayor and Director of the Department of Administration at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Caterina Cregor is approved and confirmed by the City-County Council as a Deputy Mayor, and ex officio Director of the Department of Administration at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION. 2 This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 15, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 15, 1993 on February 2, 1993. The proposal approves the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1993. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor West, for adoption. Proposal No. 15, 1993 was adopted by a unanimous voice vote.

Proposal No. 15, 1993 was retitled COUNCIL RESOLUTION NO. 14, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-143 of the "Code of Indianapolis and Marion County, Indiana", mayoral appointments of Deputy Mayors are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Nancy Silvers to serve as a Deputy Mayor at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. Nancy Silvers is approved and confirmed by the City-County Council to serve as a Deputy Mayor at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION. 2 This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 32, 33, 34, 35, 36, 37, 38, 42, 43, 46, 47, 48, 49, 50, 56, 57, 59 and 60, 1993. The President stated that these board appointment proposals were heard by various committees. By unanimous votes, the Committees have recommended to the full Council that the proposals be adopted. He asked for consent to vote on them together. Consent was given. PROPOSAL NO. 32, 1993. The proposal reappoints W. Tobin McClamroch to the Audit Committee. PROPOSAL NO. 33, 1993. The proposal reappoints Donald J. Hargadon to the Cable Franchise Board. PROPOSAL NO. 34, 1993. The proposal reappoints Joe M. Rink to the Cable Franchise Board. PROPOSAL NO. 35, 1993. The proposal reappoints James E. Sawyers to the Cable Franchise Board. PROPOSAL NO. 36, 1993. The proposal reappoints Mary Alice Buckler to the Information Services Agency Board. PROPOSAL NO. 37, 1993. The proposal reappoints Clifford R. Snedeker to the Information Services Agency Board. PROPOSAL NO. 38, 1993. The proposal reappoints John von Arx to the Information Services Agency Board. PROPOSAL NO. 42, 1993. The proposal reappoints Ruby Miller to the City-County Administrative Board. PROPOSAL NO. 43, 1993. The proposal reappoints Ray Battey to the City-County Administrative Board. PROPOSAL NO. 46, 1993. The proposal reappoints J. Lloyd Grannan to the Animal Control Board. PROPOSAL NO. 47, 1993. The proposal reappoints Chris R. Lowery to the Animal Control Board. PROPOSAL NO. 48, 1993. The proposal reappoints Rudy Hightower to the Board of Public Safety. PROPOSAL NO. 49, 1993. The proposal reappoints Elliott Nelson to the Board of Public Safety. PROPOSAL NO. 50, 1993. The proposal reappoints Dr. Philip C. Borst to the Indianapolis-Marion County Forensic Board. PROPOSAL NO. 56, 1993. The proposal reappoints Tony Buford to the Board of Public Works. PROPOSAL NO. 57, 1993. The proposal reappoints Arno Haupt to the Board of Public Works. PROPOSAL NO. 59, 1993. The proposal reappoints Holley Holmes to the Transportation Board. PROPOSAL NO. 60, 1993. The proposal reappoints Howard Howe to the Transportation Board. PROPOSAL NOS. 32, 33, 34, 35, 36, 37, 38, 42, 43, 46, 47, 48, 49, 50, 56, 57, 59 and 60, 1993 were adopted by unanimous voice vote.

Proposal No. 32, 1993 was retitled COUNCIL RESOLUTION NO. 15, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 1993

A COUNCIL RESOLUTION reappointing W. Tobin McClamroch to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. As a member of the Audit Committee, the Council appoints:

W. Tobin McClamroch

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 33, 1993 was retitled COUNCIL RESOLUTION NO. 16, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 1993

A COUNCIL RESOLUTION reappointing Donald J. Hargadon to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Donald J. Hargadon

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 34, 1993 was retitled COUNCIL RESOLUTION NO. 17, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 1993

A COUNCIL RESOLUTION reappointing Joe M. Rink to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Joe M. Rink

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 35, 1993 was retitled COUNCIL RESOLUTION NO. 18, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 1993

A COUNCIL RESOLUTION reappointing James E. Sawyers to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

James E. Sawyers

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 36, 1993 was retitled COUNCIL RESOLUTION NO. 19, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 1993

A COUNCIL RESOLUTION reappointing Mary Alice Buckler to the Information Services Agency Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Services Agency Board, the Council appoints:

Mary Alice Buckler

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 37, 1993 was retitled COUNCIL RESOLUTION NO. 20, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 1993

A COUNCIL RESOLUTION reappointing Clifford R. Snedeker to the Information Services Agency Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Services Agency Board, the Council appoints:

Clifford R. Snedeker

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 38, 1993 was retitled COUNCIL RESOLUTION NO. 21, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 1993

A COUNCIL RESOLUTION reappointing John von Arx to the Information Services Agency Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Services Agency Board, the Council appoints:

John von Arx

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 42, 1993 was retitled COUNCIL RESOLUTION NO. 22, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 1993

A COUNCIL RESOLUTION reappointing Ruby Miller to the City-County Administrative Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-County Administrative Board, the Council appoints:

Ruby Miller

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 43, 1993 was retitled COUNCIL RESOLUTION NO. 23, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 23, 1993

A COUNCIL RESOLUTION reappointing Ray Battey to the City-County Administrative Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-County Administrative Board, the Council appoints:

Ray Battey

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 46, 1993 was retitled COUNCIL RESOLUTION NO. 24, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 24, 1993

A COUNCIL RESOLUTION reappointing J. Lloyd Grannan to the Animal Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Control Board, the Council appoints:

J. Lloyd Grannan

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 47, 1993 was retitled COUNCIL RESOLUTION NO. 25, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 25, 1993

A COUNCIL RESOLUTION reappointing Chris R. Lowery to the Animal Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Control Board, the Council appoints:

Chris R. Lowery

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 48, 1993 was retitled COUNCIL RESOLUTION NO. 26, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 26, 1993

A COUNCIL RESOLUTION reappointing Rudy Hightower to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

Rudy Hightower

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 49, 1993 was retitled COUNCIL RESOLUTION NO. 27, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 1993

A COUNCIL RESOLUTION reappointing Elliott Nelson to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council appoints:

Elliott Nelson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 50, 1993 was retitled COUNCIL RESOLUTION NO. 28, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 28, 1993

A COUNCIL RESOLUTION reappointing Dr. Philip C. Borst to the Indianapolis-Marion County Forensic Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Forensic Board, the Council appoints:

Dr. Philip C. Borst

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 56, 1993 was retitled COUNCIL RESOLUTION NO. 29, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 1993

A COUNCIL RESOLUTION reappointing Tony Buford to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council appoints:

Tony Buford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 57, 1993 was retitled COUNCIL RESOLUTION NO. 30, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 1993

A COUNCIL RESOLUTION reappointing Arno Haupt to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council appoints:

Arno Haupt

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 59, 1993 was retitled COUNCIL RESOLUTION NO. 31, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 1993

A COUNCIL RESOLUTION reappointing Holley Holmes to the Transportation Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Transportation Board, the Council appoints:

Holley Holmes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 60, 1993 was retitled COUNCIL RESOLUTION NO. 32, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 1993

A COUNCIL RESOLUTION reappointing Howard Howe to the Transportation Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Transportation Board, the Council appoints:

Howard Howe

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 39, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a public purpose grant in the amount of $25,000 to Central Indiana Radio Reading Inc."; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 54, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code and making certain changes in the Public Defender Board and Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 82, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $6,053,811 for the Department of Administration, Central Equipment Management Division, to purchase/lease vehicles for 1993"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 83, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $6,300 for the Washington Township Assessor to comply with new purchasing procedures"; and the President referred it to the Administration and Finance Committee.

[Clerk's Note: Proposal No. 85, 1993 has been referred to the Municipal Corporations Committee.] Councillor Boyd stated that he has distributed to all Councillors an amendment to Proposal No. 85, 1993, which he wants incorporated into the proposal.

PROPOSAL NO. 86, 1993. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $117,000 for the Presiding Judge of the Municipal Court, Probation Department, to continue the Treatment Alternatives to Street Crimes program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 87, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by updating the county corrections fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 88, 1993. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning unattended children in motor vehicles"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 89, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between Indianapolis and Beech Grove for treatment of Beech Grove sewage by Indianapolis"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 90, 1993. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a four-way stop at Bosart Avenue and Nowland Avenue (District 15)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 96-101, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 5, 1993". The Council did not schedule Proposal Nos. 96-101, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 96-101, 1993 were retitled REZONING ORDINANCE NOS. 19-24, 1993 and are identified as follows:

REZONING ORDINANCE NO. 19, 1993. 92-Z-123 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #16.
2550 COLD SPRING ROAD (approximate address), INDIANAPOLIS.
KENNETH L. HITE, by Raymond Good, requests the rezoning of 5.51 acres, being in the D-4 District, to the D-6II classification to provide for the expansion of a 65-unit residential apartment complex.

REZONING ORDINANCE NO. 20, 1993. 92-Z-129 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #12.
11501 EAST 21ST STREET (approximate address), INDIANAPOLIS.
LOREN ELLIS requests the rezoning of 27.24 acres, being in the D-2 and D-A Districts, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 21, 1993. 92-Z-140 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
8050 SOUTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.
BASIC AMERICAN INDUSTRIES, INC., by David Retherford, requests the rezoning of 20.08 acres, being in the D-A District, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 22, 1993. 92-Z-141 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
8070 SOUTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.
BASIC AMERICAN INDUSTRIES, INC., by David Retherford, requests the rezoning of 59.92 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 23, 1993. 92-Z-150 (Amended) WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #06.
4456 AND 4460 NORTH KEYSTONE AVENUE (approximate address) INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.53 acre, being in the D-5 District, to the C-3 classification to conform zoning with the present uses.

REZONING ORDINANCE NO. 24, 1993. 93-Z-1 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #19.

8302 WEST WASHINGTON STREET (approximate address), INDIANAPOLIS.
LEE & URBAHNS COMPANY, by Edward Williams, request the rezoning of 6.5 acres, being in the C-S District, to the C-S classification to provide for a day care center.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 12, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 12, 1993 on January 20 and February 3, 1993. The proposal, sponsored by Councillors Beadling and Moriarty, increases penalties for certain uncontested ordinance violations. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Moriarty moved, seconded by Councillor Beadling, for adoption.

Councillor Beadling stated that parking fines have not been increased in fifteen years. Councillor Moriarty said that the current fines do not cover the costs of administering the ticket process.

Councillor West spoke in support of this proposal.

Councillor Williams suggested delaying the increase of meter ticket fines until summer when she believes the business situation downtown will be healthier. She moved (1) that Proposal No. 12, 1993 be amended as follows: SECTION 2. Sec. 29-284. Parking in excess of time permitted in parking meter zone - $7.50; and (2) that the Transportation Committee be instructed to conduct further study of the above section and make its final recommendations on this matter at the June 7, 1993 meeting of the City-County Council. Councillor Hinkle seconded this motion.

Councillors Jimison and Borst spoke against Councillor Williams' motion and in favor of the Committee's recommendation.

Councillor Williams' motion failed by a majority voice vote.

Proposal No. 12, 1993, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Councillor Williams asked for consent to explain her vote. Consent was given. Councillor Williams stated that she voted for this proposal because of the handicap and public safety issues contained in the ordinance.

Proposal No. 12, 1993, as amended, was retitled GENERAL ORDINANCE NO. 10, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 1993

A GENERAL ORDINANCE amending Chapter 29 of the Code, and Sec. 103-302 of the Revised Code, to eliminate a duplicate code section, and to revise certain penalties for ordinance violations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Secs. 29-251, 29-341 and 29-342 of the Code of Indianapolis and Marion County, Indiana are here amended by deleting the stricken-through text and by inserting the underlined text to read as follows:

~~Sec. 29-251. Parking, stopping or standing within twelve feet in either direction of a fire hydrant.~~

~~It shall be unlawful for the owner, driver or operator of any vehicle to park, stop or stand, or permit such vehicle to be parked, to be stopped or to stand, at any time, day or night, within twelve (12) feet, measured laterally along the curbline, of any fire hydrant; provided, however, this section shall not apply to emergency police or fire vehicles, official motor vehicles of the city, county or state, and any other type of motorized equipment used by them, while and where actually engaged in authorized work upon the surface or other portions or appurtenances to a highway, except that all such persons shall exercise reasonable care to avoid injury to any persons or damage to any property. The provisions of this section shall not apply to those vehicles stopping or standing when in a line of moving traffic due to official traffic control devices or signals or orders of a police officer.~~

Sec. 29-341. Stopping, standing or parking in proximity to fire hydrant or fire protection systems with a fire department connection.

It shall be unlawful for the owner, driver or operator of any vehicle to park, stop, stand or permit a vehicle to be parked, to be stopped or to stand at any time, day or night, within twelve (12) feet, measured laterally along the curbline, of any fire hydrant or fire department connection, provided, however, this section shall not apply to any emergency vehicle of ~~the~~ a fire department, police or sheriff departments, emergency medical services, official vehicles of the city, county or state, official volunteer firefighters and emergency medical technicians and any other type of ~~motorized~~ departmental equipment used by them, while and where actually engaged in authorized work upon the surface or other portions or appurtenances to a highway, except that all such persons shall exercise reasonable care to avoid injury to any person or damages to any property. This section shall not apply to those vehicles stopping or standing when in a line of ~~moving~~ traffic due to official traffic-control devices, signals or orders of ~~the police.~~ public safety officers.

Sec. 29-342. Observance of fire lanes.

(a) It shall be unlawful for the owner, driver, or operator of any vehicle to park or stop such vehicle or to permit such vehicle to be parked or to stand at any time, or to place any other personal property upon or in any fire lane. Any vehicle or other personal property found to be obstructing a fire lane shall be cited by any law enforcement officer with jurisdiction; such citation may be compromised in the ~~same~~ manner ~~and subject to the same limitations, as a class A violation pursuant to section 29-44 of this Code~~ provided in Chapter 103 of the Revised Code of the Consolidated City and County.

(b) In addition, any vehicle or other personal property may be towed away pursuant to the provisions of section 29-367 of this Code, upon the request of any law enforcement officer or fire prevention bureau personnel having jurisdiction. The owner of the vehicle or personal property shall be liable for all tow-in and resulting storage charges.

(c) The fire prevention bureau, or the fire department,shall, to the greatest extent feasible, inspect the area surrounding all public buildings, and the fire prevention chief shall determine and establish the emergency vehicle lanes and notify the property owners affected thereby in writing.

(d) Fire lanes shall be established and marked as follows:

(1) Fire lanes shall be twelve (12) feet from the sidewalk, driveway, service area or areas immediately adjacent to any building or structure deemed necessary by the fire prevention chief;

(2) Where acceptable, the pavement of the fire (emergency) lane shall be marked with the words "No Parking Fire Lane" in large visible letters and a stripe of no less than four (4) inches in width installed twelve (12) feet from the sidewalk, curb, or other items adjacent to the building in question. The words "No Parking Fire Lane: shall be between the stripe and the sidewalk, curb or other item adjacent to the building;

(3) All curbs, striping and language required on pavement, shall be marked in yellow coloration with paint or other types of substances that may be approved by the chief of the fire prevention bureau; and

(4) Signs stating "No Parking Fire Lane" meeting the Indiana Manual of Uniform Traffic-Control Devices, shall be installed no less than every thirty (30) feet apart.

(e) The fire prevention chief may in designating fire lanes determine that portions of those lanes, because of the location of hydrants, stand-pipes or other fire prevention devices or because of the necessities for ingress and egress, that any blockage constitutes a fire hazard. Areas so determined shall be designated "tow-away zones" and shall be so marked and posted. Any vehicle parked in such zones shall be removed at the direction of any fire official or police officer.

SECTION 2. Sec. 103-302 of the Revised Code of the Consolidated City and County is hereby amended by deleting the stricken-through text and by inserting the underlined text to read as follows:

Code Section	Subject Matter	Civil Penalty	
4-71	Open Burning	50.00	
6-4	Animal at Large - 1st offense in calendar year	50.00	
6-71	Unlicensed Dog - 1st offense in calendar year	50.00	
6-150	Unvaccinated Dog or Cat - 1st offense in calendar year	50.00	
7-20	Swimming in Unguarded Waters - 1st offense in calendar year	50.00	
17-151	Sale of tobacco products without license - first offense	45.00	
17-154	Prohibited distributions of tobacco products - first offense	45.00	
17-780	Unlicensed Transient Merchant - 1st offense in calendar year	50.00	
17½-8	Littering on premises of another	45.00	
17½-17	Vehicle Losing its Load - 1st offense in calendar year	50.00	
18-2	Unlawful Noise - 1st offense in calendar year	50.00	
20-9	Loitering - 1st offense in calendar year	50.00	
20-46	Noisy House - 1st offense in calendar year	50.00	
21½-14	3rd False Alarm in calendar year	20.00	
21½-14	4th False Alarm in calendar year	30.00	
21½-14	5th through 7th False Alarm in calendar year	40.00	
22-2	In Park After Hours - 1st offense in calendar year	50.00	
22-9	Alcohol in Park - 1st offense in calendar year	50.00	
28-16	Parking prohibited for street repairs and cleaning	~~7.50~~	12.50
29-8	Pedestrian violations	~~7.50~~	12.50
29-27	Parking when temporarily prohibited	~~7.50~~	12.50
29-97	Display of unauthorized traffic controls	~~7.50~~	12.50
29-98	Interference with traffic control devices	~~7.50~~	12.50
29-123	Unlawful use of horn or sounding device	15.00	
29-223	Unlawfully parked trailer	~~7.50~~	12.50
~~29-251~~	~~Unlawful parking near fire hydrant~~	~~7.50~~	
29-252	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00	
29-253	Unlawful parking in certain school areas	~~7.50~~	12.50
29-254	Unlawful manner of parking	~~7.50~~	12.50
29-255	No required lights on certain parked vehicles	~~7.50~~	12.50
29-256.1	Violation of handicapped parking restrictions	~~7.50~~	45.00
29-256.2	Unlawful parking in handicapped parking meter zone	~~7.50~~	45.00
29-257	Unloading perpendicular to curb without permit	~~7.50~~	12.50
29-258	Unlawful use of bus stops and taxicab stand	~~7.50~~	12.50
29-259	Unlawful use of passenger and loading zones	~~7.50~~	12.50
29-260	Unlawful parking adjacent to certain buildings	~~7.50~~	12.50
29-262	Unlawful parking for display for sale or advertising	~~7.50~~	12.50
29-263	Unlawful parking for more than 6 hours	~~7.50~~	12.50
29-264	Unlawful parking of commercial vehicles at night	~~7.50~~	12.50
29-265	Unlawful parking in alleys or on ccrtain narrow streets	~~7.50~~	12.50
29-266	Unlawful parking in designated special parking areas	~~7.50~~	12.50
29-267	Parking on certain streets where prohibited at all times	~~7.50~~	12.50
29-268	Stopping, standing or parking on streets where prohibited at all times	~~7.50~~	12.50
29-269	Parking on certain streets where prohibited at all times on certain days	~~7.50~~	12.50
29-270	Parking on certain streets when prohibited at certain times on certain days	~~7.50~~	12.50
29-271	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m. - 9:00 a.m., 7:00 a.m. - 9:00 a.m., 3:00 p.m. - 6:00 p.m., 4:00 p.m. - 6:00 p.m.	25.00	

29-272	Parking longer than permitted on certain streets at certain times on certain days	~~7.50~~ 12.50
29-284	Parking in excess of time permitted in parking meter zone	~~7.50~~ 12.50
29-291	Parking in meter zone when temporarily prohibited	~~7.50~~ 12.50
29-297	Overtime parking in metered parking space	~~7.50~~ 12.50
29-321	Unlawful parking during snow emergency	25.00
29-335	Leaving taxicab unattended	~~7.50~~ 12.50
29-336	Unlawful parking of bus or taxicab	~~7.50~~ 12.50
29-337	Unlawful parking in certain mailbox zones	~~7.50~~ 12.50
29-341	Unlawful stopping, standing or parking near fire hydrant	~~7.50~~ 45.00
29-342	Unlawful obstruction of fire lane	~~7.50~~ 25.00
29-398	Unlawful loading or unloading of private bus	~~7.50~~ 12.50
29-400	Unlawfully stopping of food vendor vehicle	~~7.50~~ 12.50
29-401	Violation of noise restriction on food vendors	~~7.50~~ 12.50
29-403	Failure of food vending vehicle to display required warnings	~~7.50~~ 12.50
29-403.2	Unlawful vending for other than curb side of vending vehicle	~~7.50~~ 12.50
29-406	Operation of bicycle without required equipment	~~7.50~~ 12.50
29-407	Unlawful operation of bicycle	~~7.50~~ 12.50
29-424	Operation of unregistered bicycle	7.50
29-440	Consumption or possession by operator of motor vehicle - 1st offense in calendar year	50.00
29-441	Operating motor vehicle containing open alcoholic beverages - 1st offense in calendar year	50.00

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 653, 1992. The proposal appropriates $30,000 for the Marion County Public Defender Agency to technically amend its 1993 budget. Councillor Dowden asked for consent to postpone Proposal No. 653, 1992 until March 15, 1993. Consent was given.

PROPOSAL NOS. 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, 1993. The President ruled that these ten bond proposals will be discussed and voted on together. Councillor Rhodes asked for consent to abstain from voting due to a possible conflict of interest. Consent was given. PROPOSAL NO. 17, 1993. The proposal approves the issuance of the General Obligation Bonds of the Park District not to exceed $25,885,000. PROPOSAL NO. 18, 1993. The proposal approves the issuance of the Refunding Bonds of the Park District not to exceed $8,100,000. PROPOSAL NO. 19, 1993. The proposal approves the issuance of the General Obligation Bonds of the Metropolitan Thoroughfare District not to exceed $60,385,000. PROPOSAL NO. 20, 1993. The proposal approves the issuance of the Refunding Bonds of the Metropolitan Thoroughfare District not to exceed $24,500,000. PROPOSAL NO. 21, 1993. The proposal approves the issuance of the General Obligation Bonds of the Redevelopment District not to exceed $22,710,000. PROPOSAL NO. 22, 1993. The proposal approves the issuance of the Refunding bonds of the Redevelopment District not to exceed $3,000,000. PROPOSAL NO. 23, 1993. The proposal approves the issuance of the General Obligation Bonds of the Sanitary District not to exceed $70,000,000. PROPOSAL NO. 24, 1993. The proposal approves the issuance of Refunding Bonds of the Sanitary District not to exceed $17,000,000. PROPOSAL NO. 25, 1993. The proposal approves the issuance of the General Obligation Bonds of the Flood Control District not to exceed $14,000,000. PROPOSAL NO. 26, 1993. The proposal approves the issuance of the Refunding Bonds of the Flood Control District not to exceed $8,000,000. Councillor Curry reported that the Rules and Public Policy committee heard Proposal Nos. 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, 1993 on February 2, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass as amended.

The President called for public testimony at 9:00 p.m. There was no one present to testify.

Councillor Curry said that Proposal Nos. 17, 19, 21, 23 and 25, 1993 were amended in Committee by adding text to the end of Section 1 stating that one-half of one percent of the proceeds of the sale of such bonds, or $750,000, will be escrowed for auditing expenses incurred by the Council. He said that he has since discovered that the bond bank has similar oversight arrangements. So as not to duplicate these activities he moved that Proposal Nos. 17, 19, 21, 23 and 25, 1993 be amended by deleting the last sentence of Section 1 of each of them and inserting in lieu thereof the following language:

> Provided, however, that the Board shall cause to be set aside from the proceeds of said bonds an amount sufficient for internal or independent auditing expenditures incurred by the Indianapolis Bond Bank for internal or independent audits of projects funded from such bond proceeds. The audits are to be performed in accordance with procedures established and authorized by applicable ordinances and resolutions of the council.

Councillor Dowden seconded that motion and called for the question on the amendment. This motion passed by unanimous voice vote.

Councillors Ruhmkorff, O'Dell and Beadling all said they support the purpose of the bond issue but would not vote for the proposals because it is their opinion that their districts will not be receiving a fair share of the bond money.

Proposal Nos. 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, 1993, as amended, were adopted on the following roll call vote; viz:

> *25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
> *3 NAYS: Beadling, O'Dell, Ruhmkorff*
> *1 NOT VOTING: Rhodes*

Proposal No. 17, 1993, as amended, was retitled GENERAL RESOLUTION NO. 1, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Park District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Five Million Eight Hundred Eighty-Five Thousand Dollars ($25,885,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Sixteen Million Four Hundred Eighty-Five Thousand Dollars ($116,485,000).

WHEREAS, on October 22, 1992, the Board of Parks and Recreation of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Park District of the City of Indianapolis, Indiana (the "Park District"), adopted a Declaratory Resolution declaring that it is necessary for the general welfare of the Park District and will be of public utility and benefit to undertake the projects specified in Exhibit A, attached hereto (the "Projects"), at an estimated total cost not to exceed Twenty-Five Million Eight Hundred Eighty-Five Thousand Dollars ($25,885,000), including all expenses necessary and incidental thereto and including all expenses in connection with and on account of the issuance of bonds therefor; and

WHEREAS, on November 12, 1992, after notice and public hearing thereon, the Board confirmed the Declaratory Resolution by the adoption of a Confirmatory Resolution (the Declaratory Resolution as confirmed by the Confirmatory Resolution shall hereinafter be referred to as the "Declaratory Resolution"); and

WHEREAS, on November 12, 1992, the Board adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Park District to be designated as "City of Indianapolis, Indiana,

Park District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Five Million Eight Hundred Eighty-Five Thousand Dollars ($25,885,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Sixteen Million Four Hundred Eighty-Five Thousand Dollars ($116,485,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, on January 21, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Park District to be designated as "City of Indianapolis, Indiana, Park District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Five Million Eight Hundred Eighty-Five Thousand Dollars ($25,885,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Sixteen Million Four Hundred Eighty-Five Thousand Dollars ($116,485,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Five Million Eight Hundred Eighty-Five Thousand Dollars ($25,885,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Sixteen Million Four Hundred Eighty-Five Thousand Dollars ($116,485,000). Provided, however, that the Board shall cause to be set aside from the proceeds of said bonds an amount sufficient for internal or independent auditing expenditures incurred by the Indianapolis Bond Bank for internal or independent audits of projects funded from such bond proceeds. The audits are to be performed in accordance with procedures established and authorized by applicable ordinances and resolutions of the council.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

THE BOARD OF PARKS AND RECREATION
OF THE CITY OF INDIANAPOLIS, INDIANA

1. At Brookside Park develop additional picnic and playground areas with new equipment and shelters; renovate interior of recreation center and install elevator to make all levels accessible to all persons; and renovate the swimming pool facility into a Family Aquatic Center;

2. At Eagle Creek Park expand the Water Sports Building; improve the boat ramps, mooring and parking and entrance at Dandy Trail (42nd Street); improve the Rowing Course; and develop a wetlands interpretative area;

3. At Garfield Park renovate and expand recreation center, including the gymnasium, exercise and meeting rooms and a bathhouse; and renovate the swimming pool facility into a Family Aquatic Center;

4. At Haughville Park renovate the old fire station; renovate the spray pool facility; and construct new parking lot, picnic shelters, walkways and landscaping;

5. At Indianapolis Soccer and Sports Center install security lighting; and realign field light poles;

6. At J.T.V. Hill Park renovate playground equipment and park facilities;

7. At Perry Park renovate the swimming pool facility into a Family Aquatic Center and upgrade ice rink, dasher boards, bathhouses and locker rooms;

8. At Riverside Park renovate the swimming pool facility into a Family Aquatic Center; substantially renovate the interior and exterior of the recreation center, including the restrooms; and construct a new softball complex which will include new roads, parking facilities and concession stands;

9. At Spades Park develop additional picnic and playground areas with new equipment and shelters; construct additional parking areas; and construct additional trails;

10. At Washington Park develop picnic areas; resurface roads and parking lots; renovate tennis and basketball court complex; construct an amphitheater; install a playground; construct shelters; develop trails; install landscaping; construct additional parking areas; and develop soccer fields;

11. At Douglass Park renovate the swimming pool facility into a Family Aquatic Center;

12. At Krannert Park renovate the swimming pool facility into a Family Aquatic Center;

13. At Southwestway Park develop soccer fields; construct a boat launch; and develop hiking trails;

14. At William S. Sahm Park renovate the swimming pool facility into a Family Aquatic Center;

15. At A.J. Thatcher Park substantially renovate the interior and exterior of the recreation center, including the restrooms and HVAC;

16. At Christian Park construct a new entrance road and parking areas; and install curbs along the parkway;

17. At Holliday Park construct new roads and parking areas and reestablish nature trails;

18. At German Church Road and 30th Street renovate athletic facilities;

19. At Pride Park substantially renovate the interior and exterior of the recreation center;

20. At Willard Park renovate the swimming pool facility into a new water playground;

21. At Windsor Village Park substantially renovate the interior and exterior of the recreation center; and

22. Across the Park District renovate swimming facilities; renovate playgrounds; renovate picnic area facilities; renovate park drives and parking lot facilities; renovate and improve lakes, ponds and drainage facilities; substantially rehabilitate and renovate the interior and exterior, including the restrooms, of the recreation centers; renovate tennis, basketball and volleyball court facilities; renovate maintenance facilities; develop trails and greenway facilities; renovate shelters and comfort stations, including restrooms; and renovate softball, baseball and soccer playing fields;

together with the expenses in connection with or on account of issuance of bonds therefor.

Proposal No. 18, 1993, as amended, was retitled GENERAL RESOLUTION NO. 2, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Park District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million One Hundred Thousand Dollars ($8,100,000).

WHEREAS, the Park District of the City of Indianapolis, Indiana (the "Park District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on January 6, 1993, the Board of Parks and Recreation of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Park District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Park District to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million One Hundred Thousand Dollars ($8,100,000), for the purpose of procuring funds to apply to the refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Park District in connection with the issuance of the City of Indianapolis, Indiana, Park District Bonds of 1993, Series A; and

WHEREAS, on January 21, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Park District to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million One Hundred Thousand Dollars ($8,100,000), for the purpose of procuring funds to apply to the refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Park District in connection with the issuance of the City of Indianapolis, Indiana, Park District Bonds of 1993, Series A; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Park District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Park District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million One Hundred Thousand Dollars ($8,100,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

Bonds	Original Date	Original Principal Amount
Park District Bonds of 1978, First Issue	August 1, 1978	4,000,000
City of Indianapolis Park District Bonds of 1983, First Issue	January 1, 1983	7,500,000

EXHIBIT B

Bonds	Principal Amount Outstanding	Payment or Redemption Dates
Park District Bonds of 1978, First Issue	1,700,000 1,700,000	January 1, 1995 - January 1, 1999 - (annually)
City of Indianapolis Park District Bonds of 1983, First Issue	4,000,000	January 1, 1994 - January 1, 1998 (annually)

Proposal No. 19, 1993, as amended, was retitled GENERAL RESOLUTION NO. 3, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 1993, Series A," in an original aggregate amount not to exceed Sixty Million Three Hundred Eighty-Five Thousand Dollars ($60,385,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Two Hundred Seventy-One Million Seven Hundred Thirty-Five Thousand Dollars ($271,735,000).

WHEREAS, on November 4, 1992, the Board of Transportation of the City of Indianapolis, Indiana (the "Board"), acting as the governing body of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana (the "Metropolitan Thoroughfare District"), adopted a Declaratory Resolution declaring that it is necessary for the general welfare of the Metropolitan Thoroughfare District and will be of public utility and benefit to undertake the projects specified in Exhibit A, attached hereto (the "Projects"), at an estimated total cost not to exceed Sixty Million Three Hundred Eighty-Five Thousand Dollars ($60,385,000), including all

expenses necessary and incidental thereto and including all expenses in connection with or on account of issuance of bonds therefor; and

WHEREAS, on November 18, 1992, after notice and public hearing thereon, the Board modified and confirmed the Declaratory Resolution by the adoption of a Confirmatory Resolution (the Declaratory Resolution as confirmed by the Confirmatory Resolution shall hereinafter be referred to as the "Declaratory Resolution"); and

WHEREAS, on November 18, 1992, the Board adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the District to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 1993,Series A," in an original aggregate amount not to exceed Sixty Million Three Hundred Eighty-Five Thousand Dollars ($60,385,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Two Hundred Seventy-One Million Seven Hundred Thirty-Five Thousand Dollars ($271,735,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, on January 20, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Metropolitan Thoroughfare District to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 1993, Series A," in an original aggregate amount not to exceed Sixty Million Three Hundred Eighty-Five Thousand Dollars ($60,385,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Two Hundred Seventy-One Million Seven Hundred Thirty-Five Thousand Dollars ($271,735,000), for the purpose of procuring funds to apply to costs of the Projects; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 1993, Series A," in an original aggregate amount not to exceed Sixty Million Three Hundred Eighty-Five Thousand Dollars ($60,385,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Two Hundred Seventy-One Million Seven Hundred Thirty-Five Thousand Dollars ($271,735,000). Provided, however, that the Board shall cause to be set aside from the proceeds of said bonds an amount sufficient for internal or independent auditing expenditures incurred by the Indianapolis Bond Bank for internal or independent audits of projects funded from such bond proceeds. The audits are to be performed in accordance with procedures established and authorized by applicable ordinances and resolutions of the council.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

THE BOARD OF TRANSPORTATION OF
THE CITY OF INDIANAPOLIS, INDIANA

1. Bridge Rehabilitation Projects at the Following Locations:

   A. 11th Street (West) over IWC Canal in Center Township;
   B. 38th Street (West) over Conrail in Center Township;
   C. 42nd Street (East) over Steele Ditch in Lawrence Township;
   D. 46th Street (East) over Indian Creek in Lawrence Township;
   E. 71st Street (East) over Fall Creek in Lawrence Township;
   F. 79th Street (East) over Fall Creek in Lawrence Township;
   G. Banta Road over Little Buck Creek in Perry Township;
   H. College Avenue over Fall Creek in Center Township;
   I. Country Club Road over Cox Ditch in Wayne Township;
   J. County Line Road (East) over Steele Ditch in Lawrence Township;
   K. Edgewood Avenue over Little Buck Creek in Perry Township;
   L. Emerson Avenue over Brookside Creek in Center Township;

M. Emerson Avenue over Conrail in Warren Township;
N. Furnas Road over Dollar Hide Creek in Decatur Township;
O. High School Road over Conrail in Wayne Township;
P. Holt Road over Big Eagle Creek in Wayne Township;
Q. Kessler Boulevard over White River in Washington Township;
R. Keystone Avenue over White River in Washington Township;
S. Lafayette Road over Conrail in Wayne Township;
T. Lynhurst Drive over Big Eagle Creek in Wayne Township;
U. Mooresville Road over State Ditch in Decatur Township;
V. New York Street over White River in Center Township;
W. Prospect Street over Pleasant Run in Center Township;
X. Raymond Street over Bean Creek and Conrail in Center Township;
Y. Southport Road over Little Buck Creek in Perry Township;
Z. Southport Road over White River in Decatur Township;
AA. Stadium Drive over Fall Creek in Center Township;
BB. Sunnyside Road over Indian Creek in Lawrence Township;
CC. Thompson Road over Buck Creek in Franklin Township; and
DD. Troy Avenue over State Ditch in Decatur Township;

2. Bridge Replacement Projects at the Following Locations:

A. 5800 South Stanley Road in Decatur Township;
B. English Avenue over Lick Creek in Warren Township;
C. Knapp Road over Flat Branch in Franklin Township;
D. Raymond Street over J.E. Hall Ditch in Warren Township;
E. 21st Street (East) over Grassy Creek in Warren Township;
F. 30th Street (East) over IWC Canal in Center Township;
G. 59th Street (West) over Little Eagle Creek in Pike Township;
H. 76th Street (West) over Crooked Creek in Pike Township;
I. 82nd Street (West) over Fishback Creek in Pike Township;
J. Belmont Street over Orme Ditch in Perry Township;
K. Bethel Avenue over Bean Creek in Center Township;
L. Bluff Road over Little Buck Creek in Perry Township;
M. Burdsal Parkway over IWC Canal in Center Township;
N. County Line Road (East) over Breier Creek in Warren Township;
O. County Line Road (East) over Doe Creek in Franklin Township;
P. Emerson Avenue over Pleasant Run in Center Township;
Q. High School Road-Thompson Road to Hanna Avenue in Decatur Township;
R. Lafayette Road over Bushes Run in Pike Township;
S. Marsh Road over Bushes Run in Pike Township;
T. Millersville Road over Devon Creek in Washington Township;
U. Northeastern Avenue over Big Run Creek in Franklin Township;
V. Radnor Road over Devon Creek in Lawrence Township;
W. Ralston Road over Goose Creek in Decatur Township;
X. River Road over Carmel Creek in Washington Township;
Y. Shadeland Avenue over Conrail in Lawrence Township;
Z. Shadeland Avenue over Fall Creek in Lawrence Township; and
AA. Southeastern Avenue over Bean Creek in Warren Township;

3. Intersection Improvements at the Following Locations:

A. 46th Street (West) and High School Road in Pike Township;
B. 56th Street (West) and Georgetown Road in Pike Township;
C. 62nd Street (West) and Guion Road in Pike Township;
D. 62nd Street (West) and Lafayette Road in Pike Township;
E. 62nd Street (West) and Zionsville Road in Pike Township;
F. 71st Street (West) and Guion Road in Pike Township;
G. 79th Street (West) and Springmill Road in Washington Township;
H. 79th Street and Township Line Road in Washington and Pike Townships;
I. 82nd Street (East) and Bash Road in Lawrence Township;
J. 82nd Street (East) and Fall Creek Road in Lawrence Township;
K. 86th Street (East) and Hague Road in Lawrence Township;

L. Bluff Road and Stop 11 Road in Perry Township;
M. High School Road and Morris Street in Wayne Township;
N. Kessler Boulevard and Grandview Drive in Washington Township;
O. Keystone Avenue and 38th Street in Center Township;
P. Post Road and Rawles Avenue in Warren Township;
Q. Rockville Road and Holt Road in Wayne Township;
R. Stop 11 Road and Sherman Drive in Perry Township;
S. Washington Street and Maryland Street (East Connector) in Center Township; and
T. Michigan Road and 86th Street in Pike Township;

4. Street Reconstruction Projects at Various Locations within the Metropolitan Thoroughfare District, including but not limited to projects at the Following Locations:

A. Keystone Avenue from 65th Street to I-465 in Washington Township;
B. Madison Avenue from Edgewood Avenue to Shelby Street in Perry Township;
C. Madison Avenue from South County Line Road to Southport Road in Perry Township; and
D. Madison Avenue from Southport Road to Edgewood Avenue in Perry Township;

5. Street Widening Projects at the Following Locations:

A. 87th Street from Masters to Bash Road in Washington Township;
B. Harding Street from I-465 to Hanna Avenue in Perry Township;
C. Harding Street from Raymond Street to I-70 in Center Township;
D. Michigan Road from 56th Street to 60th Street in Washington Township;
E. Raymond Street from White River Parkway to Meridian Street in Center Township; and
F. Stop 11 Road from U.S. 31 to Madison Avenue in Perry Township;

6. Traffic Control Projects:

A. Traffic signal modernization at approximately 61 intersections within the Metropolitan Thoroughfare District; and
B. Installation of vehicle detection loops at approximately 20 locations within the Metropolitan Thoroughfare District;

together with expenses in connection with or on account of the issuance of bonds therefor.

Proposal No. 20, 1993, as amended, was retitled GENERAL RESOLUTION NO. 4, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Four Million Five Hundred Thousand Dollars ($24,500,000).

WHEREAS, the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana (the "Metropolitan Thoroughfare District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on January 6, 1993, the Board of Transportation of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Metropolitan Thoroughfare District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the District to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Four Million Five Hundred Thousand Dollars ($24,500,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Metropolitan Thoroughfare District in connection with the issuance of the City of Indianapolis, Indiana, Metropolitan Thoroughfare Bonds of 1993, Series A; and

WHEREAS, on January 20, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Metropolitan Thoroughfare District to be designated as "City of Indianapolis,

Indiana, Metropolitan Thoroughfare District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Four Million Five Hundred Thousand Dollars ($24,500,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Metropolitan Thoroughfare District in connection with the issuance of the City of Indianapolis, Indiana, Metropolitan Thoroughfare District Bonds of 1993, Series A; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Metropolitan Thoroughfare District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Four Million Five Hundred Thousand Dollars ($24,500,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

Bonds	Original Date	Original Principal Amount
Metropolitan Thoroughfare District Bonds of 1977, First Issue	November 1, 1977	$11,720,000
Metropolitan Thoroughfare District Bonds of 1978, First Issue	November 1, 1978	5,700,000
Metropolitan Thoroughfare District Bonds of 1982, First Issue	March 1, 1982	25,000,000
City of Indianapolis Metropolitan Thoroughfare District Bonds of 1987	March 1, 1987	25,000,000

EXHIBIT B

Bonds	Principal Amount Outstanding	Payment or Redemption Dates
Metropolitan Thoroughfare District Bonds of 1977, First Issue	6,410,000	January 1, 1994 - January 1, 2003 (annually)
Metropolitan Thoroughfare District Bonds of 1978, Fist Issue	3,675,000	January 1, 1994 - January 1, 2005 (annually)
Metropolitan Thoroughfare Distrct Bonds of 1982, First Issue	11,175,000	January 1, 1994 - January 1, 1997 (annually)
City of Indianapolis Metropolitan Thoroughfare District Bonds of 1987	21,235,000	January 1, 1994 - January 1, 1998 (annually)
		January 1, 1999 - January 1, 2008 (on January 1, 1998)

Proposal No. 21, 1993, as amended, was retitled GENERAL RESOLUTION NO. 5, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Redevelopment District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Two Million Seven Hundred Ten Thousand Dollars ($22,710,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Two Million One Hundred Ninety-Five Thousand Dollars ($102,195,000).

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), being the governing body of the Redevelopment District of the City of Indianapolis, Indiana (the "Redevelopment District"), intends to disburse funds to pay for the projects of property acquisition and redevelopment in certain blighted, economic development, urban renewal or other deteriorating or deteriorated areas in the Redevelopment District as specified in Exhibit A, attached hereto (the "Projects"); and

WHEREAS, on November 18, 1992, the Commission adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Redevelopment District to be designated as "City of Indianapolis, Indiana, Redevelopment District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Two Million Seven Hundred Ten Thousand Dollars ($22,710,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Two Million One Hundred Ninety-Five Thousand Dollars ($102,195,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, on January 20, 1993, the Commission adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Redevelopment District to be designated as "City of Indianapolis, Indiana, Redevelopment District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Two Million Seven Hundred Ten Thousand Dollars ($22,710,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Two Million One Hundred Ninety-Five Thousand Dollars ($102,195,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, the Commission has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Redevelopment District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Redevelopment District Bonds of 1993, Series A," in an original aggregate amount not to exceed Twenty-Two Million Seven Hundred Ten Thousand Dollars ($22,710,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Two Million One Hundred Ninety-Five Thousand Dollars ($102,195,000). Provided, however, that the Board shall cause to be set aside from the proceeds of said bonds an amount sufficient for internal or independent auditing expenditures incurred by the Indianapolis Bond Bank for internal or independent audits of projects funded from such bond proceeds. The audits are to be performed in accordance with procedures established and authorized by applicable ordinances and resolutions of the council.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

THE METROPOLITAN DEVELOPMENT COMMISSION
ACTING AS THE REDEVELOPMENT COMMISSION
OF THE CITY OF INDIANAPOLIS, INDIANA

1. Installation of new streets, sewers, curbs and street lights in the Martindale-Brightwood neighborhood in Center Township;

2. Land acquisition and infrastructure improvements in the Haughville, Martindale and Brightwood neighborhoods in Center and Wayne Townships;

3. Acquisition of real estate and provision of economic development and housing sites and infrastructure in the Consolidated Redevelopment Project Area or other redevelopment or economic development areas designated or to be designated within the Redevelopment District, including but not limited to areas along the Interstate 70 corridor;

4. Infrastructure improvements in the area bounded by Fall Creek Parkway, Park Avenue, New Jersey Street and 23rd Street in Center Township;

5. Upgrading of the infrastructure and providing of additional services to increase affordable and safe housing in the Haughville neighborhood in Center and Wayne Townships;

6. Testing and mitigation of contamination and rehabilitation of existing homes in the area of 1701 - 1799 Perkins Avenue in Center Township;

together with the expenses in connection with or on account of the issuance of bonds therefor.

Proposal No. 22, 1993, as amended, was retitled GENERAL RESOLUTION NO. 6, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 6, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Redevelopment District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Three Million Dollars ($3,000,000).

WHEREAS, the Redevelopment District of the City of Indianapolis, Indiana (the "District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on January 6, 1993, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), being the governing body of the Redevelopment District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Redevelopment District to be designated as "City of Indianapolis, Indiana, Redevelopment District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Three Million Dollars ($3,000,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Redevelopment District in connection with the issuance of the City of Indianapolis, Indiana, Redevelopment District Bonds of 1993, Series A; and

WHEREAS, on January 20, 1993, the Commission adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Redevelopment District to be designated as "City of Indianapolis, Indiana, Redevelopment District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Three Million Dollars ($3,000,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Redevelopment District in connection with the issuance of the City of Indianapolis, Indiana, Redevelopment District Bonds of 1993, Series A; and

WHEREAS, the Commission has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Redevelopment District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Redevelopment District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Three Million Dollars ($3,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

Bonds	Original Date	Original Principal Amount
City of Indianapolis Redevelopment District Bonds of 1972, Second Issue	November 1, 1972	4,150,000
City of Indianapolis Redevelopment District Bonds of 1978, First Issue	October 1, 1978	4,500,000

EXHIBIT B

Bonds	Principal Amount Outstanding	Payment or Redemption Dates
City of Indianapolis Redevelopment District Bonds of 1972, Second Issue	350,000	January 1, 1994
City of Indianapolis Redevelopment District Bonds of 1978, First Issue	1,975,000	January 1, 1994 - January 1, 1999 (annually)

Proposal No. 23, 1993, as amended, was retitled GENERAL RESOLUTION NO. 7, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Sanitary District Bonds of 1993, Series A," in an original aggregate amount not to exceed Seventy Million Dollars ($70,000,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Three Hundred Fifty Million Dollars ($350,000,000).

WHEREAS, on November 2, 1992, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Sanitary District of the City of Indianapolis, Indiana (the "Sanitary District"), adopted the Declaratory Resolution declaring that it is necessary for the public health and welfare of the persons residing within the Sanitary District, and will be of public utility and benefit to undertake the projects specified in Exhibit A, attached hereto (the "Projects"), at an estimated total cost not to exceed One Hundred Twenty-Four Million Two Hundred Thousand Dollars ($124,200,000), including all expenses necessary and incidental thereto and including all expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, on November 16, 1992, after notice and a public hearing thereon, the Board confirmed the Declaratory Resolution by the adoption of a Confirmatory Resolution (the Declaratory Resolution as confirmed by the Confirmatory Resolution shall hereafter be referred to as the "Declaratory Resolution"); and

WHEREAS, on November 16, 1992, the Board adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Sanitary District to be designated as "City of Indianapolis, Indiana, Sanitary District Bonds of 1993, Series A," in an original aggregate amount not to exceed One Hundred Twenty-Four Million Two Hundred Thousand Dollars ($124,200,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Five Hundred Forty-Nine Million Nine Hundred Thousand Dollars ($549,900,000) for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, on January 19, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Sanitary District to be designated as "City of Indianapolis, Indiana, Sanitary District Bonds of 1993, Series A," in an original aggregate amount not to exceed Seventy Million Dollars ($70,000,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Three Hundred Fifty Million Dollars ($350,000,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Bonds of 1993, Series A," in an original aggregate amount not to exceed Seventy Million Dollars ($70,000,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Three Hundred Fifty Million Dollars ($350,000,000). Provided, however, that the Board shall cause to be set aside from the proceeds of said bonds an amount sufficient for internal or independent auditing expenditures incurred by the Indianapolis Bond Bank for internal or independent audits of projects funded from such bond proceeds. The audits are to be performed in accordance with procedures established and authorized by applicable ordinances and resolutions of the council.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

THE BOARD OF PUBLIC WORKS
OF THE CITY OF INDIANAPOLIS, INDIANA
(Sanitary District)

1. Sanitary and Flood Improvements to Reduce Flooding and Sewer Problems in the Following Locations:

   A. Fountain Square Neighborhood;
   B. Haughville Neighborhood;
   C. Martindale-Brightwood Neighborhood;
   D. UNWA-Riverside Neighborhood;
   E. Near Eastside Neighborhood; and
   F. Near Northside Neighborhood;

2. 2700 South Belmont Avenue Facility in Center Township:

   A. Renovate and make structural repairs to buildings at the facility;
   B. Rehabilitate the White River Levee (Phase 3);
   C. Study sludge disposal options due to facility reaching incineration capacity;
   D. Install sludge cake pumps and replace conveyors to reduce maintenance at the facility;
   E. Install new ventilation system at the facility;
   F. Make roof repairs to various buildings at the facility;
   G. Renovate ash lagoons A, B and C for on-site disposal at the facility;
   H. Dispose of sludge from the lagoons allowing on-site ash disposal at the facility;
   I. Install hydrocarbon and opacity meters to improve incinerator operation and decrease amount of air pollution at the facility;
   J. Install scrubbers for air compressors at the facility;
   K. Replace and renovate air compressors at the facility;
   L. Replace electrical substation at the facility;
   M. Install sprinkler systems in various buildings at the facility;
   N. Replace and renovate the HVAC system at the facility;
   O. Make road repairs and improvements at the facility;
   P. Replace belt filter presses at the facility;
   Q. Replace ozone generators as an alternative disinfection system at the facility;
   R. Construct sludge incinerator ash monofill for long-term ash storage at the facility;
   S. Install scrubbers for incinerators at the facility;
   T. Close ash filled activator at the facility;
   U. Install generators as an alternative standby electrical energy source;
   V. Replace main control system for the wastewater treatment plant; and
   W. Replace screw pumps at the facility;

3. 3800 West Southport Road in Perry Township:

   A. Renovate and make structural repairs to buildings at the facility;
   B. Make roof repairs to various buildings at the facility;
   C. Dispose of sludge from lagoons allowing on-site ash disposal at the facility;
   D. Install scrubbers for air compressors at the facility;
   E. Replace and renovate air compressors at the facility;
   F. Replace and renovate the HVAC at the raw pump building at the facility;
   G. Replace and renovate the switch gear and transformers at the facility
   H. Make improvements to oil storage area to meet fire code requirements;
   I. Rehabilitate and renovate the grit removal system at the facility;
   J. Install closed loop cooling system;
   K. Make road repairs and improvements at the facility;
   L. Replace ozone generators as an alternative disinfection system at the facility;
   M. Replace engine in the final pump station at the facility;
   N. Make improvements to the overflow system of the effluent filter building at the facility;
   O. Replace screw pumps at the facility; and
   P. Install generators as an alternative standby electrical energy source;

4. Assessment and Rehabilitation of Sewer Systems at Various Locations within the Sanitary District, including but not limited to projects at the Following Locations:

   A. The Bridgeport Interceptor Basin;
   B. The South Marion County Regional Interceptor System;
   C. The East Marion County Regional Interceptor System;
   D. The Pleasant Run Interceptor System;
   E. The Williams Creek Interceptor System; and
   F. The Lick Creek Interceptor System;

5. Assessment of Downtown Sewer System in Center Township;

6. Make Improvements to the Facility Located at 6380 Evanston Avenue in Washington Township to Eliminate Offensive Odors;

7. Assessment and Determinate of Lifecycle Needs of Major Pump Stations throughout the Sanitary District;

8. Cleaning, Rehabilitation and Renovation of the Sewer Facilities and Systems throughout the Sanitary District, including but not limited to, the Facilities and Systems at the Following Locations:

   A. Harding Street from 10th Street to White River in Center Township;
   B. 9200 East 10th Street in Warren Township;
   C. Belmont North Interceptor System;
   D. Beachway Drive from Mickley Avenue to Rockville Road and I-465 in Wayne Township;
   E. College Avenue (700 East and 900 North) in Center Township;
   F. Massachusetts Avenue (300 East and 300 North) in Center Township;
   G. Arsenal Avenue and 16th Street in Center Township;
   H. East Street and Louisiana Street in Center Township;
   I. Pearl Street and Missouri Street in Center Township;
   J. 15th Street (Northwest of Illinois Street) in Center Township;
   K. Vermont Street and Hanson Street in Center Township;
   L. College Avenue (700 East and 400 North) in Center Township;
   M. Merrill Street and Capitol Avenue in Center Township;
   N. Lexington Avenue and Grove Avenue in Center Township;
   O. Home Place and Merrill Street in Center Township;
   P. New Jersey Street (400 East and 500 North) in Center Township;
   Q. North Park Avenue (600 East and 1300 North) in Center Township;
   R. Fulton Avenue (800 East and 500 North) in Center Township;
   S. Gateway and Eagledale Neighborhoods at 38th Street and High School Road in Pike and Wayne Townships;
   T. Nora Area in Washington Township;
   U. Castleton Area in Lawrence Township;
   V. North Brook Street Project in Center Township;
   W. South College Avenue (700 East and 0 South) in Center Township;

X. Shelby Street (1000 East and 900 South) in Center Township;
Y. North Agnes Street between Vermont Street and New York Street in Center Township;
Z. Lexington Avenue at College Avenue in Center Township;
AA. Brooks Street between 14th Street and 16th Street in Center Township;
BB. New Jersey Street and St. Clair Street in Center Township;
CC. Shelby Street and English Avenue in Center Township;
DD. North Central Avenue (1100 North to 1600 North) in Center Township;
EE. Maryland Street and Virginia Avenue (200 East and 100 South) in Center Township;
FF. Walnut Street and West Street in Center Township;
GG. Central Avenue and 13th Street in Center Township;
HH. Alley South of 9th Street and East of California Street in Center Township;
II. Delaware Street (200 East and 600 North) in Center Township;
JJ. Alley North of North Street and Northeast of California Street in Center Township;
KK. Vermont Street at Hanson Drive (IUPUI) in Center Township;
LL. Ludlow Avenue (East of Columbia Project) in Center Township;
MM. South Kentucky Avenue Project in Center Township;
NN. Delaware Street and Walnut Street in Center Township;
OO. Indiana Avenue and 10th Street in Center Township;
PP. Senate Avenue from Ohio Street to Sinclair Street in Center Township;
QQ. Arsenal Avenue (East of Columbia Avenue) in Center Township;
RR. Ohio Street and Alabama Street in Center Township;
SS. New Jersey Street and St. Clair Street in Center Township;
TT. South Brooks Street between 9th Street and 10th Street in Center Township;
UU. Alley on McCarty Street (350 West and 900 South) in Center Township;
VV. North College Avenue (1300 North to 1600 North) in Center Township;
WW. Fulton Street between North Street and Walnut Street in Center Township;
XX. Morris Street between Senate Avenue and Capital Avenue in Center Township;
YY. Alley North of 9th Street and West of California Street in Center Township;
ZZ. Fulton Street between Walnut Street and St. Clair Avenue in Center Township;
AAA. College Avenue and Washington Street in Center Township;
BBB. Maryland Avenue and Alabama Street in Center Township;
CCC. Washington Street between East Street and College Avenue in Center Township;
DDD. Massachusetts Avenue and Vermont Street in Center Township;
EEE. California Street and Michigan Street in Center Township;
FFF. Mars Hill Neighborhood at S.R. 67, Mann Road and Mooresville Road in Decatur Township;
GGG. 38th Street, Post Road, Massachusetts Avenue and 46th Street in Lawrence Township; and
HHH. Central Avenue from 38th Street North to 45th Street in Washington Township;

9. Assessment and Determination of Lifecycle Needs of Lift Stations throughout the Sanitary District;

10. Control of Corrosion and Renovation of Lift Station Facility located at 8638 Log Run South Drive in Pike Township;

11. Control of Corrosion and Vibration, and Improvements and Renovate to the Lift Station Facility located at 5220 Stanley Road in Decatur Township;

12. Rehabilitation of Storm Water Lift Station located at 1400 Waterway Boulevard in Center Township;

13. Installation of Sewer Extension in the Area of I-465 to Keystone Avenue and Dean Road to 79th Street in Washington Township;

14. Rehabilitation of the Lift Station and the Force Main at the Facility Located at 3921 North Sherman Drive in Washington Township;

15. Improvements to Storm Sewer Drainage to Provide Drainage and Flood Control at the Following Locations:

A. Lick Creek in the area bounded by National Avenue, Aurora Street, Hanna Avenue and State Street in Perry Township;
B. Grassy Creek at Post Road, Rawles Avenue, Bonna Avenue and Fenton Avenue in Warren Township;
C. Crooked Creek at 62nd Street and Cooper Road in Pike Township; and

D. White River at 62nd Street, Kessler Avenue, Parker Avenue and Chester Avenue in Washington Township;

16. Assessment and Rehabilitation of the 30th Street Storm Tunnel from Fall Creek Boulevard to Sherman Drive in Center and Washington Townships;

17. Regional Drainage and Flood Control Improvements to Reduce Flooding in the Harding Street Area from I-465 to Hanna Avenue in Perry Township;

18. Rehabilitation and Renovation of the Combined Sewer Overflow Outfalls and Sewers Effecting all Townships within the Sanitary District;

19. Rehabilitation and Renovation of the Lift Station Facility at 8640 Allisonville Road in Washington Township;

20. Separation and Renovation of the Sewer System in the Area of U.S. 31 and Sumner Avenue in Perry Township;

21. Assessment and Determination of Lifecycle Needs of Major Storm Pump Stations throughout the Sanitary District;

22. Improvements for the Flood Control Project at 602 East 91st Street in Washington Township;

23. Rehabilitation and Upgrading of Lift Stations throughout the Sanitary District;

24. Relocation of Force Main to 8503 Lockwood Lane in Perry Township;

25. Evaluation and Rehabilitation of Siphon Structure at the Following Locations:

A. Pleasant Run Parkway and East Street in Center Township;
B. 21st Street and Northwestern Avenue in Center Township;
C. 2200 East Thompson Road in Perry Township;
D. Harding Street and White River in Center Township;
E. 46th Street and Fall Creek Parkway in Washington Township;
F. West Street and White River in Center Township;
G. 34th Street and Fall Creek Parkway in Center Township;
H. West Street and D.O.T. in Center Township;
I. 71st Street and Westfield Boulevard in Washington Township;
J. 71st Street and College Avenue in Washington Township;
K. Michigan Road and White River in Washington Township;
L. 38th Street and Fall Creek Parkway in Center and Washington Townships;
M. Pleasant Run Parkway and Southern Avenue in Center Township;
N. Central Avenue and White River in Washington Township;
O. Eli Lilly & Company facility on Southern Avenue in Center Township;
P. 1100 feet South of Thompson Road in Decatur Township;
Q. Butler Avenue and White River in Washington Township; and
R. 10th Street and White River in Center Township; and

26. Installation of Six (6) New Siphons at Other Various Locations within the Sanitary District;

together with the expenses in connection with or on account of the issuance of bonds therefor.

Proposal No. 24, 1993, as amended, was retitled GENERAL RESOLUTION NO. 8, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 8, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Seventeen Million Dollars ($17,000,000).

WHEREAS, the Sanitary District of the City of Indianapolis, Indiana (the "Sanitary District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on January 4, 1993, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Sanitary District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Sanitary District to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Seventeen Million Dollars ($17,000,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Sanitary District in connection with the issuance of the City of Indianapolis, Indiana, Sanitary District Bonds of 1993, Series A; and

WHEREAS, on January 19, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bonds to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Seventeen Million Dollars ($17,000,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Sanitary District in connection with the issuance of the City of Indianapolis, Indiana, Sanitary District Bonds of 1993, Series A; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Sanitary District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Sanitary District Refunding Bonds of 1993, Series A," in an aggregate principal amount not to exceed Seventeen Million Dollars ($17,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

Bonds	Original Date	Original Principal Amount
Sanitary District Bonds of 1966, First Issue	July 1, 1966	1,015,000
Sanitary District Bonds of 1967, Second Issue	September 1, 1967	11,900,000
Sanitary District Bonds of 1969, First Issue	April 1, 1969	14,300,000
Sanitary District Bonds of 1972, First Issue	April 1, 1972	7,150,000
Sanitary District Bonds of 1973, First Issue	October 1, 1973	10,080,000
Sanitary District Bonds of 1978, Second Issue	December 1, 1978	35,000,000

EXHIBIT B

Bonds	Principal Amount Outstanding	Payment or Redemption Dates
Sanitary District Bonds of 1966, First Issue	105,000	January 1, 1994 - January 1, 1996 (annually)
Sanitary District Bonds of 1967, Second Issue	1,275,000	January 1, 1994 - January 1, 1996 (annually)
Sanitary District Bonds of 1969, First Issue	1,650,000	January 1, 1994 - January 1, 1996 (annually)
Sanitary District Bonds of 1972, First Issue	1,650,000	January 1, 1994 - January 1, 1999 (annually)
Sanitary District Bonds of 1973, First Issue	3,600,000	January 1, 1994 - January 1, 2003 (annually)
Sanitary District Bonds of 1978, Second Issue	21,475,000	January 1, 1994 - January 1, 2004 (annually)

Proposal No. 25, 1993, as amended, was retitled GENERAL RESOLUTION NO. 9, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 9, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Flood Control District Bonds of 1993, Series A," in an original aggregate amount not to exceed Fourteen Million Dollars ($14,000,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Seventy Million Dollars ($70,000,000).

WHEREAS, on November 2, 1992, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Flood Control District of the City of Indianapolis, Indiana (the "Flood Control District"), adopted a Declaratory Resolution declaring that it is necessary for the general welfare, safety and security of the Flood Control District and will be of public utility and benefit to undertake the projects specified in Exhibit A, attached hereto (the "Projects"), at an estimated total cost not to exceed Thirty-Eight Million Six Hundred Eighty Thousand Dollars ($38,680,000), including all expenses necessary and incidental thereto and including all expenses in connection with or on account of issuance of bonds therefor; and

WHEREAS, on November 16, 1992, after notice and a public hearing thereon, the Board confirmed the Declaratory Resolution by the adoption of a Confirmatory Resolution (the Declaratory Resolution as confirmed by the Confirmatory Resolution shall hereafter be referred to as the "Declaratory Resolution"); and

WHEREAS, on November 16, 1992, the Board adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Flood Control District to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 1993, Series A," in an original aggregate amount not to exceed Thirty-Eight Million Six Hundred Eighty Thousand Dollars ($38,680,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed One Hundred Seventy-Four Million Sixty Thousand Dollars ($174,060,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, on January 19, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bonds of the Flood Control District to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 1993, Series A," in an original aggregate amount not to exceed Fourteen Million ($14,000,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed

Seventy Million Dollars ($70,000,000), for the purpose of procuring funds to apply to the costs of the Projects; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Bonds of 1993, Series A," in an original aggregate amount not to exceed Fourteen Million Dollars ($14,000,000) and with an aggregate final maturity amount for any Capital Appreciation Bonds not to exceed Seventy Million Dollars ($70,000,000). Provided, however, that the Board shall cause to be set aside from the proceeds of said bonds an amount sufficient for internal or independent auditing expenditures incurred by the Indianapolis Bond Bank for internal or independent audits of projects funded from such bond proceeds. The audits are to be performed in accordance with procedures established and authorized by applicable ordinances and resolutions of the council.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

THE BOARD OF PUBLIC WORKS OF
THE CITY OF INDIANAPOLIS, INDIANA
(Flood Control District)

1. Channel Improvements to Provide Drainage and Flood Control Improvements at the Following Locations:

   A. Crooked Creek from 3800 to 9600 Michigan Road in Washington and Pike Townships;
   B. Lick Creek from 10th Street to I-70 in Warren Township;
   C. Howard Johnson Ditch from 7200 to 8200 Ditch Road in Washington Township;
   D. Williams Creek Cutoff from 6800 North to 7300 North Westfield Boulevard in Washington Township;
   E. Buffalo Creek from Shelby Street to Meridian Street in Perry Township;
   F. Churchman Legal Drain from Emerson Avenue to Arlington Avenue in Perry Township;
   G. Little Buck Creek from White River to I-65 in Perry Township;
   H. Guion Creek (3800 North to 5600 North) in Pike Township;
   I. Pogues Run from Arlington Avenue to I-465 in Lawrence Township;
   J. Topp Creek and Farley Creek at 10th Street and Girls School Road in Wayne Township; and
   K. Pleasant Run Parkway South from Sherman Drive to South County Line Road in Perry Township;

2. Reconstruction of the Channel in Eagle Creek at Raymond Street to 21st Street in Wayne Township;

3. Improvements to Drainage System and Channel of Eagle Creek/Neeld Ditch from 500 South Mickley Avenue to Eagle Creek in Wayne Township;

4. Improvements to Channel and Stabilization of Bank at the Following Locations:

   A. Williams Creek from Springmill Road to Meridian Street in Washington Township; and
   B. Holly Creek in the area of College Avenue at College Lane (8200 North) in Washington Township;

5. Rehabilitation and Renovation of Levee at the Following Locations:

   A. Warfleigh Levee at White River from College Avenue to 58th Street in Washington Township; and
   B. Rocky Ripple Levee at White River (4500 North to 5500 North) in Washington Township;

6. Improvements to Drainage Facilities for Watershed Master Plan throughout the Flood Control District;

7. Phase II Channel and Levee Improvements to the Grassy Creek Channel from 21st Street to Washington Street in Warren Township;

8. Construction of Flood Control Measures to Provide Drainage and Flood Control Improvements at the Following Locations:

   A. Five Points Road and Troy Avenue in Franklin Township;
   B. Southeastern Avenue, Sloan Avenue, Calhoun Street and Temperance Avenue in Center Township;
   C. New Augusta Road at 71st Street and Georgetown Road in Pike Township; and
   D. 39th Street and Irvington Avenue in Lawrence Township; and

9. Improvements to Storm Sewer and Channel of Eagle Creek/Mickley Run at I-465 and Lynhurst Drive in Wayne Township;

together with the expenses in connection with or on account of the issuance of bonds therefor.

Proposal No. 26, 1993, as amended, was retitled GENERAL RESOLUTION NO. 10, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 10, 1993

A GENERAL RESOLUTION approving the issuance of "City of Indianapolis, Indiana, Flood Control District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million Dollars ($8,000,000).

WHEREAS, the Flood Control District of the City of Indianapolis, Indiana (the "Flood Control District"), has previously issued special taxing district bonds on the dates and in the original aggregate amounts specified on Exhibit A attached hereto; and

WHEREAS, the bonds described in Exhibit A are currently outstanding in the aggregate principal amounts specified on Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, on January 4, 1993, the Board of Public Works of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Flood Control District, adopted a preliminary bond resolution authorizing the issuance of special taxing district bonds of the Flood Control District to be designated as "City of Indianapolis, Indiana, Flood Control District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million Dollars ($8,000,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Flood Control District in connection with the issuance of the City of Indianapolis, Indiana, Flood Control District Bonds of 1993, Series A; and

WHEREAS, on January 19, 1993, the Board adopted a final bond resolution authorizing the issuance of special taxing district bond of the Flood Control District to be designated as "City of Indianapolis, Indiana, Flood Control District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million Dollars ($8,000,000), for the purpose of procuring funds to apply to the advance refunding of all or a portion of the Refunded Bonds in order to effect a savings to the Flood Control District in connection with the issuance of the City of Indianapolis, Indiana, Flood Control District Bonds of 1993, Series A; and

WHEREAS, the Board has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 36-3-5-8 and the City-County Council now finds that the issuance of said bonds should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council does hereby approve the issuance of special taxing district bonds of the Flood Control District of the City of Indianapolis, Indiana, to be designated as "City of Indianapolis, Indiana, Flood Control District Refunding Bonds of 1993, Series A," in an original aggregate amount not to exceed Eight Million Dollars ($8,000,000).

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

Bonds	Original Date	Original Principal Amount
City of Indianapolis Flood Control District Bonds of 1965, Second Issue	December 1, 1965	12,550,000
City of Indianapolis Flood Control District Bonds of 1982, First Issue	November 1, 1982	5,000,000
City of Indianapolis Flood Control District Bonds of 1987	March 1, 1987	29,995,000

EXHIBIT B

Bonds	Principal Amount Outstanding	Payment or Redemption Dates
City of Indianapolis Flood Control District Bonds of 1965, Second Issue	2,040,000	January 1, 1994 - January 1, 1997 (annually)
City of Indianapolis Flood Control District Bonds of 1982, First Issue	3,050,000	January 1, 1994 - January 1, 1999 (annually)
City of Indianapolis Flood Control District Bonds of 1987	25,495,000	January 1, 1994 - January 1, 1998 (annually)
		January 1, 1999 - January 1, 2008 (on January 1, 1998)

PROPOSAL NO. 52, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 52, 1993 on January 27, 1993. The proposal appropriates $14,238 for Community Corrections to hire an Intensive Supervision Officer for the Municipal Court to aid with the release of selected home detainees. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 52, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Giffin, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West
1 NAY: Black
7 NOT VOTING: Dowden, Franklin, Gilmer, Gray, Jones, Ruhmkorff, Williams

Proposal No. 52, 1993 was retitled FISCAL ORDINANCE NO. 7, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Fourteen Thousand Two Hundred Thirty-eight Dollars ($14,238) in the State and Federal Grants Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (aa) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to hire an Intensive Supervision Officer to aid with the release of selected home detainees.

SECTION 2. The sum of Fourteen Thousand Two Hundred Thirty-eight Dollars ($14,238) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$12,000
COUNTY AUDITOR	
1. Personal Services (fringes)	2,238
TOTAL INCREASE	$14,238

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$14,238
TOTAL REDUCTION	$14,238

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 53, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 53, 1993 on January 27, 1993. The proposal appropriates $2,400 for the Superior Court, Criminal Division, Probation Department, to contract with a temporary service to hire a data entry clerk. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:31 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 53, 1993, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Dowden, Coughenour, Curry, Giffin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
5 NOT VOTING: Franklin, Gray, Jones, Ruhmkorff, Williams

Proposal No. 53, 1993, as amended, was retitled FISCAL ORDINANCE NO. 8, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Two Thousand Four Hundred Dollars ($2,400) in the Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (ll) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Superior Court, Criminal Division, Probation Department, to contract with a temporary service to hire a data entry clerk to input data on their automated bookkeeping system.

SECTION 2. The sum of Two Thousand Four Hundred Dollars ($2,400) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION PROBATION DEPARTMENT	ADULT PROBATION FEES FUND
3. Other Services and Charges	$2,400
TOTAL INCREASE	$2,400

SECTION 4. The said additional appropriations are funded by the following reductions:

	ADULT PROBATION FEES FUND
Unappropriated and Unencumbered Adult Probation Fees Fund	$2,400
TOTAL REDUCTION	$2,400

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 55, 1993. The proposal appropriates $465,000 for the Department of Public Works to utilize IMAGIS by providing computer-aided mapping for participant organizations to implement facility-management programs. Councillor Coughenour asked for consent to postpone Proposal No. 55, 1993 until February 22, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 11, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 11, 1993 on February 2, 1993. The proposal transfers and appropriates $550,000 in the County General Fund and $400,000 in the Cumulative Capital Development Fund for the County Sheriff to facilitate in paying certain salary and fringe benefits by reallocating the use of Cumulative Capital Development Funds. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Dowden, for adoption. Proposal No. 11, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
3 NOT VOTING: Gilmer, Golc, Gray

Proposal No. 11, 1993 was retitled FISCAL ORDINANCE NO. 9, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City- County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Five Hundred Fifty Thousand Dollars ($550,000) in the County General Fund and Four Hundred Thousand Dollars ($400,000) in the Cumulative Capital Development Fund for purposes of the County Sheriff and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (z) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to facilitate the payment of certain salary and fringe benefit increases which were negotiated after the budget passage in September of 1992.

SECTION 2. The sums of Five Hundred Fifty Thousand Dollars ($550,000) and Four Hundred Thousand Dollars ($400,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SHERIFF	COUNTY GENERAL FUND
1. Personal Services	$508,000
COUNTY AUDITOR	
1. Personal Services (fringes)	42,000
TOTAL INCREASE	$550,000

COUNTY SHERIFF	CUMULATIVE CAPITAL DEVELOPMENT FUND
3. Other Services & Charges	$400,000
TOTAL INCREASE	$400,000

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY SHERIFF	COUNTY GENERAL FUND
3. Other Services and Charges	$550,000
TOTAL REDUCTION	$550,000

COUNTY SHERIFF	CUMULATIVE CAPITAL DEVELOPMENT FUND
4. Capital Outlay	$400,000
TOTAL REDUCTION	$400,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 51, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 51, 1993 on January 27, 1993. The proposal renews the Community Corrections program for fiscal year 1993-94 and approves the actions of the Community Corrections Advisory Board with respect to the 1993-94 grant application to the State. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 51, 1993 was adopted on the following roll call vote; viz:

20 YEAS: Beadling, Borst, Boyd, Curry, Dowden, Franklin, Giffin, Gilmer, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
9 NOT VOTING: Black, Brents, Coughenour, Golc, Gray, Hinkle, Jones, Ruhmkorff, Schneider

Proposal No. 51, 1993 was retitled COUNCIL RESOLUTION NO. 33, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1993

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1993-1994 and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1993-1994 grant application to the State of Indiana, Department of Corrections.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to IC 11-12-1; and

WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Program for fiscal year 1993-1994; and

WHEREAS, the Marion County Community Corrections Advisory Board is currently operating a Community Corrections Program funded by the grant from the State of Indiana; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1993-1994, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted said grant application to the State of Indiana, Department of Corrections for its consideration; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the State of Indiana, Department of Corrections are hereby approved and the Board is authorized to proceed in accordance with IC 11-12-2 and the terms of said application.

SECTION 2. In the event that the State of Indiana, Department of Corrections approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community of Corrections Program for a period of one year beginning on July 1, 1993.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source, except for some programs that the City-County Council wishes to fund. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor or both are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order or financial commitment by the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received.

SECTION 4. Notwithstanding IC 11-12-1-3 any agreement or other contract contemplating the lease, purchase or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after prior approval of the City-County Council pursuant to IC 36-3.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 61 and 63, 1993. Councillor Gilmer asked for consent to vote on these two transportation proposals together. Consent was given. PROPOSAL NO. 61, 1993. The proposal amends the Code by authorizing a traffic signal at 82nd Street (3900 E) and Clearwater Crossing (District 3). PROPOSAL NO. 63, 1993. The proposal amends the Code by authorizing a change in the speed limit on a segment of 62nd Street between Keystone and State Road 37 (District 7). Councillor Gilmer reported that the Transportation Committee heard these proposals on February 3, 1993. By a 7-0 vote, the Committee reported Proposal No. 61, 1993 to the Council with the recommendation that it do pass. By a 6-0 vote, the Committee reported Proposal No. 63, 1993 to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 61, 1993 and Proposal No. 63, 1993, as amended, were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Golc

Proposal No. 61, 1993 was retitled GENERAL ORDINANCE NO. 7, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
5, Pg. 2	82nd St. (3900 E) & Clearwater Crossing	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 63, 1993, as amended, was retitled GENERAL ORDINANCE NO. 8, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-I36, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-I36, Alteration of prima facie speed limit, be, and the same is hereby amended by the deletion of the following, to wit:

40 MPH
Sixty-second Street, from Keystone Avenue
to State Road 37

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-I36, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

35 MPH
Sixty-second Street, from Keystone Avenue
to State Road 37

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Williams asked what statutory authority allows the Service, Efficiency and Lower Taxes for Indianapolis Commission (SELTIC) to request proposals and award contracts. The President said that he will ask a representative of the administration to address that question at the next Council meeting.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of February, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, FEBRUARY 22, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, February 22, 1993, with Councillor SerVaas presiding.

Councillor Smith led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Hinkle recognized Peter Buschoff, a member of Boy Scout Troop 996, Wayne Township, and his mother.

Councillor Franklin acknowledged the presence of Jesse Moore, the new Executive Assistant of the Department of Parks and Recreation.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, February 22, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

February 8, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published a Public Notice of "Request for Proposals for Cable Television Franchise" in The Indianapolis Business Journal on Monday, February 15, and Monday February 22, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

February 9, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, February 11, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 82 and 86, 1993, to be held on Monday, February 22, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 7, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Fourteen Thousand Two Hundred Thirty-eight Dollars ($14,238) in the State and Federal Grants Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

SPECIAL RESOLUTION NO. 4, 1993, recognizing Richard G. Patterson.

SPECIAL RESOLUTION NO. 5, 1993, recognizing the Roncalli City Basketball Champions.

SPECIAL RESOLUTION NO. 6, 1993, concerning Indianapolis, U.S.A., and Monza, Italy.

SPECIAL RESOLUTION NO. 7, 1993, urging the Department of Transportation to study improved signage.

GENERAL ORDINANCE NO. 7, 1993, amending the Code by authorizing a traffic signal at 82nd Street (3900E) and Clearwater Crossing (District 3).

GENERAL ORDINANCE NO. 8, 1993, amending the Code by authorizing a change in the speed limit on a segment of 62nd Street between Keystone and State Road 37 (District 7).

GENERAL ORDINANCE NO. 10, 1993, increases penalties for certain uncontested ordinance violations.

GENERAL RESOLUTION NO. 1, 1993, approving the issuance of the General Obligation Bonds of the Park District not to exceed $25,885,000.

GENERAL RESOLUTION NO. 2, 1993, approving the issuance of the Refunding Bonds of the Park District not to exceed $8,100,000.

GENERAL RESOLUTION NO. 3, 1993, approving the issuance of the General Obligation Bonds of the Metropolitan Thoroughfare District not to exceed $60,385,000.

GENERAL RESOLUTION NO. 4, 1993, approving the issuance of the Refunding Bonds of the Metropolitan Thoroughfare District not to exceed $24,500,000.

GENERAL RESOLUTION NO. 5, 1993, approving the issuance of the General Obligation Bonds of the Redevelopment District not to exceed $22,710,000.

GENERAL RESOLUTION NO. 6, 1993, approving the issuance of the Refunding Bonds of the Redevelopment District not to exceed $3,000,000.

GENERAL RESOLUTION NO. 7, 1993, approving the issuance of the General Obligation Bonds of the Sanitary District not to exceed $70,000,000.

GENERAL RESOLUTION NO. 8, 1993, approving the issuance of Refunding Bonds of the Sanitary District not to exceed $17,000,000.

GENERAL RESOLUTION NO. 9, 1993, approving the issuance of the General Obligation Bonds of the Flood Control District not to exceed $14,000,000.

GENERAL RESOLUTION NO. 10, 1993, approving the issuance of the Refunding Bonds of the Flood Control District not to exceed $8,000,000.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of February 8, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 131, 1993. This proposal, sponsored by Councillors Beadling and Giffin, recognizes Hal Fryar. Councillor Beadling read the resolution and presented a framed document to Mr. Fryar, who said that he is proud to live in Central Indiana and expressed appreciation for the recognition. Mr. Fryar's wife was also present. Councillor Beadling moved, seconded by Councillor Giffin, for adoption. Proposal No. 131, 1993 was adopted by unanimous voice vote.

Proposal No. 131, 1993 was retitled SPECIAL RESOLUTION NO. 8, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 1993

A SPECIAL RESOLUTION recognizing Indianapolis entertainer Hal Fryar.

WHEREAS, this year marks the 47th year that Indianapolis native Hal Fryar has been a professional entertainer; and

WHEREAS, Mr. Fryar graduated from Arsenal Technical High School, served in the U.S. Navy, graduated from Indiana University and launched his radio and television career in Ohio; and

WHEREAS, in 1960 he returned to his home town, donned a striped coat that resembled a store awning, placed his distinctive battered straw hat on his head, and introduced Indianapolis to the fun loving celebrity Harlow Hickenlooper; and

WHEREAS, for over a decade Harlow Hickenlooper entertained the city's children on Channel 6 TV; and

WHEREAS, in 1964, he was invited to Hollywood to portray outlaw Johnny Ringo in the movie "The Outlaws Is Coming"--the last full length Three Stooges movie ever filmed; and

WHEREAS, in recent years he has worked in advertising and sales training roles for such companies as Sears, Eli Lilly, Archway Cookies, Wendy's, Indiana Bell, Kittle Furniture, and is the originator of the Indianapolis Water Company slogan, "Turn us on, and we'll come running," and currently hosts Kids Club on Channel 20 public TV; and

WHEREAS, this year he has worked with staff development for the Wayne Township school bus drivers, and is working with Junior Achievement at IPS School #110 on a pilot program to encourage kids to stay in school; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Hal Fryar for providing nearly a half-century of wholesome entertainment for young people.

SECTION 2. The Council wishes him the best of success and enjoyment in his future work of entertainment, inspiration, motivation and education.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President asked for consent to vote on the next four Council Resolutions together. Consent was given.

PROPOSAL NO. 658, 1992 and PROPOSAL NOS. 6, 40 and 41, 1993. The President stated that these board appointment proposals were heard by various committees. By unanimous votes, the Committees have recommended to the full Council that the proposals be adopted. PROPOSAL NO. 658, 1992. The proposal appoints Margaret Maxwell to the Marion County Commission on Youth. PROPOSAL NO. 6, 1993. The proposal reappoints Stephanie S. Prichard to the Marion County Commission on Youth. PROPOSAL NO. 40, 1993. The proposal reappoints Sue Shively to the Community Centers of Indianapolis Board. PROPOSAL NO. 41, 1993. This proposal reappoints Claudia Prosser to the Indianapolis City-Market Corporation. Proposal Nos. 658, 1992 and 6, 40 and 41, 1993 were adopted by unanimous voice vote.

Proposal No. 658, 1992 was retitled COUNCIL RESOLUTION NO. 34, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1993

A COUNCIL RESOLUTION appointing Margaret Maxwell to the Marion County Commission on Youth.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Commission on Youth, the Council appoints:

Margaret Maxwell

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 6, 1993 was retitled COUNCIL RESOLUTION NO. 35, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 35, 1993

A COUNCIL RESOLUTION reappointing Stephanie S. Prichard to the Marion County Commission on Youth.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Commission on Youth, the Council appoints:

Stephanie S. Prichard

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 40, 1993 was retitled COUNCIL RESOLUTION NO. 36, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 36, 1993

A COUNCIL RESOLUTION reappointing Sue Shively to the Community Centers of Indianapolis Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council appoints:

Sue Shively

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 41, 1993 was retitled COUNCIL RESOLUTION NO. 37, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 37, 1993

A COUNCIL RESOLUTION reappointing Claudia Prosser to the Indianapolis City-Market Corporation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City-Market Corporation, the Council appoints:

Claudia Prosser

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

At this time the President called upon Councillor Coughenour who explained that Proposal No. 55, 1993 was passed by the Public Works Committee on January 28, 1993 contingent upon the amendment which is contained in Proposal No. 58, 1993. She asked that Proposal Nos. 55 and 58, 1993 be heard together because of a time constraint. Councillor Coughenour moved, seconded by Councillor Gilmer, to suspend the rules in order to hear Proposal Nos. 55 and 58, 1993 at this time. This motion passed by unanimous voice vote.

PROPOSAL NO. 55, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 55, 1993, on January 28, 1993. The proposal appropriates individual participant contributions into a fund under the Department of Public Works from which the revenue can be received and expenditures made for the benefit of the consortium. By a 6-0 vote the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 58, 1993. The proposal establishes a Department of Public Works special revenue fund for specific revenue sources restricted for specific purposes. The President called for public testimony at 8:03 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption of these proposals.

Councillor Giffin said that he will abstain from voting as the water company is a participant in this proposal and he works for the water company.

Proposal Nos. 55 and 58, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Dowden, Giffin, Short

Proposal No. 55, 1993 was retitled FISCAL ORDINANCE NO. 11, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Four Hundred Sixty-five Thousand Dollars ($465,000) in the IMAGIS Consortium Participant Contributions for purposes of the Department of Public Works and reducing the unappropriated and unencumbered balance in the Public Works Special Revenues Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works to increase productivity and reduce labor costs related to facility mapping and facility management through (IMAGIS), by the creation and maintenance of a computer based mapping system.

SECTION 2. The sum of Four Hundred Sixty-five Thousand Dollars ($465,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS	PUBLIC WORKS SPECIAL REVENUES FUND
3. Other Services and Charges	$465,000
TOTAL INCREASE	$465,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	PUBLIC WORKS SPECIAL REVENUES FUND
Unappropriated and Unencumbered Public Works Special Revenues Fund	$465,000
TOTAL REDUCTION	$465,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 58, 1993 was retitled GENERAL ORDINANCE NO. 12, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 1993

A GENERAL ORDINANCE establishing a Department of Public Works special revenue fund for specific revenue sources restricted for specific purposes.

SECTION 1. The Revised Code of the Consolidated City and County is hereby amended by a new Article III in Chapter 135 to read as follows:

CHAPTER 135. FUNDS
ARTICLE III. NON REVERTING CITY FUNDS

Sec. 135-601. IMAGIS Special Revenue Fund. There is hereby established a special non-reverting fund for the Department of Public Works, to be designated the "IMAGIS Special Projects Fund." The controller shall deposit in such fund specific revenue sources that are intended for the IMAGIS Consortium.

Sec. 135-602. Non-Reverting Fund. This fund shall be a continuing, non-reverting fund, with all balances remaining therein at the end of the year and no such balances shall lapse into the city general fund or be diverted directly or indirectly in any manner for any purpose other than that for which such revenues were received. Provided, however, if the revenues are in excess of the expenditures for the purposes intended, the excess shall be returned pro-rata to the sources from which such revenues originated.

Sec. 135-603. Appropriations. Amounts shall be paid from such fund only pursuant to appropriations authorized by the city-county council in the normal budgeting processes.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

[Clerk's Note: PROPOSAL NO. 58, 1993 was adopted by a 26-0 vote.]

PROPOSAL NO. 102, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE amending S.W.C.S.S.D.F.O. No. 1, 1992 (Solid Waste Collection Special Service District Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 103, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE amending F.O. No. 57, 1992 (City-County Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 104, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning sick leave

pay out for certain laid-off employees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 105, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of office space for the Pike Township Assessor"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 106, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $46,930 for the Information Services Agency to cover expenses associated with assuming the operation of the Department of Public Works Digital Equipment Corporation computers"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 107, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $149,393 for the County Coroner to cover salary and supply expenses associated with performing pathology services in-house"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 108, 1993. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 109, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $86,265 for the Superior Court, Juvenile Division/Detention Center, to cover 1993 salary expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 110, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to allow Monument Circle to be included in parade routes for certain events"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 111, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing a supplemental repair charge in addition to the regular sewer user charge for the area in Perry Township previously served by Southside Utilities, Inc."; and the President referred it to the Public Works Committee.

PROPOSAL NO. 112, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE approving annexation into the Indianapolis Sanitary District an area in Perry Township previously served by Southside Utilities, Inc."; and the President referred it to the Public Works Committee.

PROPOSAL NO. 113, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE reestablishing the Indianapolis Cumulative Capital Development Fund for the years 1994, 1995 and 1996"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 114, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE reestablishing the Marion County Cumulative Capital Development Fund for the years 1994, 1995 and 1996"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 115, 1993. Introduced by Councillors Curry, Beadling, Coughenour, Franklin, Giffin, Gilmer, Ruhmkorff, Schneider and Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing oversight review processes for the 1993-1995 Capital Improvement Program"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 116, 1993. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs at various intersections in the Big Run subdivision (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 117, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs at various locations in The Islands subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 118, 1993. Introduced by Councillors Borst and Mullin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs at Rahke Road and South Creek Drive North, and at Webb Street and LeGrande Avenue (Districts 20, 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 119, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at Central Avenue and 82nd Street and at Central Avenue and 84th Street from a two-way stop to a multi-way stop (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 120, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing multi-way stops at Admirals Point Drive and Old Stone Drive, and at Admirals Bay Drive and Old Stone Drive (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 121, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Cross Key Drive and Middleton Court and Bridger Court (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 122, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Dapple Trace and 58th Street (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 123, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at Illinois Street and 32nd Street from a traffic signal to stop signs (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 124, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the parking restrictions on a segment of Brookside Avenue (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 125, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the parking restrictions on College Avenue between 27th Street and Fall Creek Parkway, North Drive (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 126, 1993. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting the parking restrictions on Dr. Martin Luther King Jr. Street on the west side from 10th Street to 11th Street (Districts 9, 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 127, 1993. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Michigan Street and Gray Street (District 15)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 128, 1993. Introduced by Councillors Black and Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Crestview Avenue and 54th Street (Districts 6, 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 129, 1993. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a bus stop zone at 1635 West Michigan Street in front of the Goodwill Industries (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 130, 1993. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a bus stop zone on a segment of Michigan Street in the vicinity of University Blvd. (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 133, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Jack H. Hall, M.D. to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 134, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 135, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 136, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Nelson S. Hart to the Beech Grove Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 137, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Charles E. Kendall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 132, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 132, 1993 on February 18, 1993. The proposal approves and authorizes certain actions and notifies the trustee of the Wabash Valley Power Association, Inc.'s desire to redeem certain economic development revenue bonds. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 132, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Short

Proposal No. 132, 1993 was retitled SPECIAL RESOLUTION NO. 9, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and notifying the trustee of the Company's desire to redeem certain economic development revenue bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer"), was authorized by Indiana Code 18-6-4.5 (now Indiana Code 36-7-11.9 and 12) to issue revenue bonds for the financing of economic development facilities; and

WHEREAS, the Issuer did issue its National Rural Utilities Cooperative Finance Corporation Guaranteed Economic Development Revenue Bonds (Wabash Valley Power Association, Inc. Project) Series 1980A (the "Bonds") in the total principal amount of $2,750,000; and

WHEREAS, the Issuer loaned the proceeds of the Bonds to Wabash Valley Power Association, Inc. (the "Company") which did construct, acquire and equip certain economic development facilities using the Bond proceeds; and

WHEREAS, the Issuer and National City Bank, Indiana (the "Trustee"), have received the Notice of the Company (the "Notice") of its intent, pursuant to Section 7.4 of the Financing Agreement dated as of May 15, 1980 (the "Agreement") between the Issuer and the Company and Section 3.1 of the Indenture of Trust dated as of May 15, 1980 (the "Indenture") between the Issuer and the Trustee to call the Bonds for optional redemption on May 17, 1993, the first business date following the May 15, 1993 interest payment date at which time, the Company will cause a corresponding payment to be made under the Agreement, on or prior to May 17, 1993, sufficient to pay the applicable optional redemption price of the Bonds to be so called for redemption; and

WHEREAS, any Default (as defined in the Indenture), or event which with notice or lapse of time or both would become a Default, has been waived or cured; and

WHEREAS, the Issuer, pursuant to Section 7.4 of the Financing Agreement and Section 3.1 of the Indenture, upon receiving notice of the Company's intent to redeem, is required to call the Bonds for redemption by resolution or ordinance adopted at least sixty days before the redemption date; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Issuer is the Issuer of the Bonds in the total principal amount of $2,750,000.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that the City of Indianapolis, Indiana did receive, on February 17, 1993, the Notice.

SECTION 3. The Issuer, by this resolution hereby notifies and directs the Trustee under the Indenture, to redeem all outstanding Bonds at the redemption price of 101.5% of the original principal amount on May 17, 1993, pursuant to the terms of the Indenture.

SECTION 4. The Issuer acknowledges that if the Company instructs it and the Trustee to not give notice of redemption to the Bondholders at any time prior to April 13, 1993, this Resolution shall be void and of no effect.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 648, 1992. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 648, 1992, on December 9, 1992 and February 18, 1993. The proposal approves the Amendment of documents executed in connection with the issuance of the City of Indianapolis Economic Development Revenue Bonds (Indianapolis Historic Partners Project) which were originally issued in 1985. The petitioner does not intend to pursue this proposal further so the Committee moved to strike this proposal on February 18, 1993. Councillor Giffin moved, seconded by Councillor Williams, to strike Proposal No. 648, 1992. This motion passed by unanimous voice vote.

PROPOSAL NOS. 138-145,1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 19, 1993". The Council did not schedule Proposal Nos. 138-145, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 138-145, 1993 were retitled REZONING ORDINANCE NOS. 25-32, 1993 and are identified as follows:

REZONING ORDINANCE NO. 25, 1993. 92-Z-122 (Amended) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.
6802 WEST 21ST STREET (approximate address), INDIANAPOLIS.
J & M DEVELOPMENT COMPANY, INC., by Robert G. Evans and James B. Burroughs, requests the rezoning of 35.663 acres, being in the D-A District, to the D-4 classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 26, 1993. 92-Z-124 (Amended) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #18.
6804 WEST 21ST STREET (approximate address), INDIANAPOLIS.
J & M DEVELOPMENT COMPANY, INC., by Robert G. Evans and James B. Burroughs, requests the rezoning of 19.673 acres, being in the D-A District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 27, 1993. 93-Z-5 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.
2424 EAST SOUTH COUNTY LINE ROAD (approximate address), INDIANAPOLIS.
SANDOR KOVACS, EDWARD P. WOJTOWICZ, GERALDINE B. WOJTOWICZ & KINDER-CARE LEARNING CENTERS, INC., by Michael J. Kias, request the rezoning of 13.414 acres, being in the C-3 and C-4 Districts, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 28, 1993. 93-Z-6 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.

11210 EAST 10TH STREET (approximate address), INDIANAPOLIS.
GREGORY D. AND HELEN M. WHITE request the rezoning of 4.2 acres, being in the SU-1 District, to the D-S classification to provide for the construction of a single-family residence.

REZONING ORDINANCE NO. 29, 1993. 93-Z-7 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #20.
5023 MADISON AVENUE (approximate address), INDIANAPOLIS.
RICHARD E. BEAMAN, by Michael J. Kias, requests the rezoning of 0.468 acre, being in the C-3 and C-5 Districts, to the C-5 classification to provide for commercial use.

REZONING ORDINANCE NO. 30, 1993. 93-Z-8 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #17.
2635 KENTUCKY AVENUE (approximate address), INDIANAPOLIS.
CENTRAL INDIANA FARM BUREAU CO-OP, INC. requests the rezoning of 1.087 acres, being in the I-4-S District, to the C-7 classification to provide for retail sales of gasoline & diesel fuels.

REZONING ORDINANCE NO. 31, 1993. 93-Z-11 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #23.
2850 SOUTH EMERSON AVENUE (approximate address), INDIANAPOLIS.
EMERSON AVENUE PROPERTIES, INC. by Thomas Michael Quinn, requests the rezoning of 35.62 acres, being in the I-3-U District, to the SU-3 classification to provide for a golf driving range and related accessory uses.

REZONING ORDINANCE NO. 32, 1993. 93-Z-12 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.
8401 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.
METROPOLITAN SCHOOL DISTRICT OF WARREN TOWNSHIP by Dennis A. Johnson, requests the rezoning of 46.0 acres, being in the PK-1 District, to the SU-2 classification to provide for construction of a middle school.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 82, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 82, 1993 on February 16, 1993. The proposal appropriates $6,053,811 for the Department of Administration, Central Equipment Management Division, to purchase/lease vehicles for 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Black stated that in his opinion every vehicle that the City of Indianapolis purchases should be made in America.

The President called for public testimony at 7:51 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 82, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
1 NAY: Curry
2 NOT VOTING: Jones, Short

Proposal No. 82, 1993 was retitled FISCAL ORDINANCE NO. 12, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Six Million Fifty-three Thousand Eight Hundred Eleven Dollars ($6,053,811) in the Consolidated County Fund for purposes of the Department of Administration, Central

Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Central Equipment Management Division to purchase/lease vehicles for 1993, for city agencies.

SECTION 2. The sum of Six Million Fifty-three Thousand Eight Hundred Eleven Dollars ($6,053,811) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION CENTRAL EQUIPMENT MANAGEMENT DIVISION	CONSOLIDATED COUNTY FUND
4. Capital Outlay	$6,053,811
TOTAL INCREASE	$6,053,811

SECTION 4. The said additional appropriations are funded by the following reductions:

	CONSOLIDATED COUNTY FUND
Unappropriated and Unencumbered Consolidated County Fund	$6,053,811
TOTAL REDUCTION	$6,053,811

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 86, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 86, 1993 on February 17, 1993. The proposal appropriates $117,000 for the Presiding Judge of the Municipal Court, Probation Department, to continue the Treatment Alternatives to Street Crimes program. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 86, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith
1 NAY: Schneider
4 NOT VOTING: Black, Short, West, Williams

Proposal No. 86, 1993 was retitled FISCAL ORDINANCE NO. 13, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Seventeen Thousand Dollars ($117,000) in the State and Federal Grants Fund for purposes of the Presiding Judge of the Municipal Court, Probation Department, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (cc) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court, Probation Department, to continue funding TASC (Treatment Alternatives to Street Crimes), for the fourth year.

SECTION 2. The sum of One Hundred Seventeen Thousand Dollars ($117,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PRESIDING JUDGE OF THE MUNICIPAL COURT/PROBATION DEPARTMENT	STATE AND FEDERAL GRANTS FUND
I. Personal Services	$ 65,676
3. Other Services and Charges	35,890
COUNTY AUDITOR	
I. Personal Services (fringes)	15,434
TOTAL INCREASE	$ 117,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$117,000
TOTAL REDUCTION	$117,000

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 39, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 39, 1993 on February 16, 1993. The proposal approves a public purpose grant in the amount of $25,000 for the purpose of Central Indiana Radio Reading Inc. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McClamroch moved, seconded by Councillor Curry, for adoption. Proposal No. 39, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
0 NAYS:
2 NOT VOTING: Short, Williams

Proposal No. 39, 1993 was retitled SPECIAL RESOLUTION NO. 10, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. I0, 1993

A SPECIAL RESOLUTION approving a public purpose grant to Central Indiana Radio Reading Inc. (CIRRI) in the amount of $25,000.

WHEREAS, the City-County Council for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of $25,000 to Central Indiana Radio Reading Inc. to provide radio reading programs for the blind.

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 57, 1992 Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant in the amount of $25,000 to Central Indiana Radio Reading Inc. is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President SerVaas, sponsor of the next proposal, passed the gavel to Acting President West.

PROPOSAL NO. 54, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 54, 1993, on February 17, 1993. The proposal amends the Revised Code and makes certain changes in the Public Defender Board and Agency. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor SerVaas said that Indiana is the only state in which a patronage system exists in the courts where the judges appoint public defenders who practice in front of the judges that appoint them. It is the position of the Indianapolis Bar Association that this is an archaic method of doing business and that there should be a public defender agency which could set certain rules to achieve an impartiality. The judiciary did not welcome this idea; however, this public defender agency was voted upon and passed by the Council last year.

Councillor SerVaas said that many drafts were made of the ordinance and a great deal of controversy had arisen. Three members of the board were to be appointed by the judges, three by the mayor and three by this Council. Some members of the Council were not pleased with the way this was handled administratively. A lawsuit was filed by the Democrat members of the Council against the Republican members of the Council. After many months the litigation was resolved. The Council has appointed three members to the agency; however, the judges and the mayor have not appointed their members.

Councillor SerVaas reported that Judge Gifford had requested that another public defender agency meeting be held because the judges were not happy with the present ordinance. Councillor SerVaas said that he was assured that the public defender agency had been discussed with Judge Goodman and that he had no objections. Later he was informed that Judge Goodman has two objections: the amount of money that would need to be spent in the future and, the powers and duties that this proposal gives to the Board. During a recent meeting with the judges, Councillors SerVaas and West, and Robert Elrod, General Counsel to the City-County Council, the jurists requested that the Council appoint four board members instead of three, that the mayor appoint one board member instead of three and that the judges appoint four board members instead of three. They also asked that the appointments be bi-partisan. The Council asked the jurists that a system be established on what constitutes a legal indigent. The judges agreed that the public defender agency could establish criteria that constitutes a legal indigent and the degrees of indigency.

Councillor Gray proposed the following amendment to Proposal No. 54, 1993.

Mr. President:
I move that Proposal No. 54, 1993 be amended by the addition of the following to Section 286-3 (9) (1):
... to be named by the respective political caucus."

Councillor Gray moved, second by Councillor Williams, to amend Proposal No. 54, 1993.

Chairman West said that it is his impression that in legislative matters the Council body itself must make appointments and not individual groups within the Council; he deferred this question to the parliamentarian, Robert Elrod. Mr. Elrod said that it is his opinion that the Council can not legally bind itself to allow a part of the group to make appointments that are said to be appointed by the Council.

He pointed out that there is an error in the motion paragraph that was typed; there is no subsection (9) in that section; therefore, the motion is incorrect.

Councillor Gray said that the full intent of the amendment refers to the board members appointed by the Council to the public defenders agency. He believes that the two republican members should be recommended by the republican caucus and the two democrat members should be recommended by the democrat caucus.

Councillor Curry requested a ruling on this proposal.

Chairman West said that this motion is out of order per the parliamentarian.

Councillor Williams said that in order to reword this amendment to reflect the parliamentarian's ruling, that it be reworded to say, "to be recommended by the respective political caucuses."

Councillor Jimison offered an amendment. Councillor Jimison moved, seconded by Councillor Mullin, to add in Sec. 286-7, Retention of existing public defenders "and staff" and ... as a public defender "or staff member" in the Marion ... She said that she believes that it is important that the Council acknowledge not only that there are public defenders who are presently employed in the legal representation of indigents in Marion County, but that there are also staff members who are employed and who are participating in supportive roles in the legal representation of indigents in Marion County and that they should be given the same representation.

Councillor Borst called for a Point of Order and stated that this motion is out of order because it is not a written motion.

Councillor Jimison hand wrote the amendment and presented it to Acting Chairman West.

Councillor McClamroch moved the previous question on Councillor Jimison's amendment, seconded by Councillor Schneider.

The amendment on Proposal No. 54, 1993 was defeated on the following roll call vote; viz:

12 YEAS: Black, Boyd, Brents, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Short, West, Williams
16 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith
1 NOT VOTING: Rhodes

Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 54, 1993 was adopted on the following roll call vote; viz:

18 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

10 NAYS: Black, Boyd, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Short, Williams
1 NOT VOTING: Rhodes

Councillor Williams asked for consent to explain her vote. Consent was given. Councillor Williams explained her vote by saying, "being reasonable works both ways."

Councillor Jimison asked for consent to explain her vote. Consent was given. Councillor Jimison explained her vote by saying that the motion to cut off debate was made before she was able to make a motion to postpone and send the proposal back to Committee to give the judges time to review this amendment.

Councillor Golc asked for consent to explain his vote. Consent was given. Councillor Golc explained his vote by saying that he believes this proposal will be back before the Council again in a different format.

Proposal No. 54, 1993 was retitled GENERAL ORDINANCE NO. 9, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 9, 1993

A GENERAL ORDINANCE amending Chapter 286 of the Revised Code of the Consolidated City and County and making certain changes in the Marion County Public Defender Board and Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 286 of the Revised Code of the Consolidated City and County be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

CHAPTER 286
MARION COUNTY PUBLIC DEFENDER BOARD AND AGENCY

Sec. 286-1. Agency and Board Established.

This ordinance establishes the Marion County Public Defender Agency and the Marion County Public Defender Board for the purpose of providing legal representation to indigent defendants/respondents in criminal, juvenile, probation violation, extradition, child support, civil commitments and other proceedings where the right to counsel has been established by law.

Sec. 286-2. Definitions.

When used in this Chapter the following words and terms shall be defined as follows:

(1) *Agency* means the Marion County Public Defender Agency created by this Chapter.

(2) *Board* means the Marion County Public Defender Board created by this Chapter.

(3) *Indigent defendant/respondent* means a person who requests legal representation and ~~demonstrates by verifiable information submitted under penalty of perjury and communicated outside of the attorney-client relationship that he does not have sufficient available assets or income to pay for the legal representation requested without substantial hardship either to the person or the person's family~~ is initially determined by the court to be constitutionally entitled to legal representation at public expense.

(4) *Legal representation* means the services of an attorney provided to a defendant/respondent in a matter originating in a state court in Marion County involving

~~(1)~~a. a person charged with a crime as defined in IC 35-41-1-6,
~~(2)~~b. an act of delinquency as defined in IC 31-6-4-1,

~~(3)~~c. a violation of a condition of probation established as a part of a sentence in a juvenile or criminal matter,
~~(4)~~d. detention of a person subject to extradition to another jurisdiction, ~~or~~
~~(5)~~e. proceedings to collect unpaid child support pursuant to IC 31-2,
f. civil commitment and contempt proceedings, or
g. other proceedings where the right to counsel at public expense has been established by law.

The term includes services in connection with all pre-trial~~,~~ and trial ~~and appellate~~ proceedings in which an indigent defendant/ respondent has a right to counsel at public expense.

Sec. 286-3. Public Defender Board membership and appointment.

(a) The ~~Public Defender Agency~~ Board shall consist of nine (9) members:

(1) ~~Three (3)~~ Four (4) members appointed by the City-County Council, ~~who may be members of the City-County Council; one of whom shall be designated as chairperson~~ no more than two (2) of whom shall be members of the same political party.

(2) ~~Three (3) members (who may be judges) appointed by majority vote of the superior court criminal division judges, the superior court juvenile division and the presiding judge of the municipal court.~~ Four (4) members appointed by the judiciary as follows:

a. two (2) members appointed by majority vote of the Judges of the Marion Superior Court, who shall not be members of the same political party; and

b. two (2) members appointed by the Presiding Judge of the Marion County Municipal Court, who shall not be members of the same political party.

(3) ~~Three (3)~~ One (1) member~~s~~ appointed by the mayor.

(b) The initial term of ~~two (2)~~ one (1) member~~s~~ appointed by ~~each of the appointing authorities~~ the City-County Council, one (1) member appointed by the Criminal Division of the Marion Superior Court, and one (1) member appointed by the Presiding Judge of the Marion County Municipal Court shall expire on December 31, 1993. The initial term of one (1) member appointed by the City-County Council, one (1) member appointed by the Presiding Judge of the Marion County Municipal Court, and the member appointed by the Mayor shall expire on December 31, 1994. The initial term of the other members shall expire on December 31, ~~1992~~ 1995.

(c) After the initial term of each member as stated in section (b) above, appointments shall be for ~~two (2)~~ three (3) year terms. Members of the Board shall serve until their successor is duly appointed and qualifies. An appointment to fill a vacancy shall be made by the authority appointing the member vacating the position and shall be for the remainder of the unexpired term. Whenever a vacancy occurs in the office of a Board member other than by reason of the expiration of the term of the member, the chairperson of the Board shall promptly give written notice to the appointing authority responsible for making the appointments described in section (a) of this section of such fact, specifying the name of such former member.

(d) ~~The Prosecuting Attorney and deputy prosecuting attorneys, law enforcement officers and public defenders are ineligible to serve as members of the Board.~~ The Deputy Prosecuting Attorneys and law enforcement officers and members of the judiciary are ineligible to serve as members of the Board. No member of the Board shall be an elected official or employed by an elected official or an appointing agency.

(e) All members of the Board must be residents of Marion County, and if a member ceases to be a resident of Marion County he or she shall be considered to have resigned from the Board.

(~~e~~f) Board members shall serve without pay but may receive reimbursement for expenses if approved by the Board.

(~~f~~g) Five members of the Board shall constitute a quorum for the purpose of conducting the business of the Board. Decisions of the Board shall be approved by a majority of the members present. Votes shall be in person only and not by proxy.

(~~g~~h) The Board shall meet at least quarterly or upon call of its chairperson or any three members of the Board.

(i) The Board shall elect its chairperson by a majority vote of the Board at its first organizational meeting and at the first meeting of each calendar year thereafter.

Sec. 286-4. Powers and duties of the Board.

The Board shall have the following powers and duties:

(1) To provide competent legal representation for indigent defendants/respondents in criminal, juvenile, probation violation, extradition, ~~and~~ child support, civil commitment and other matters pursuant to the plan adopted pursuant to Sec. 286-6.

(2) To establish ~~policy~~ guidelines and procedures for the ~~identification of an "indigent defendant" consistent with the definition set out in this Chapter~~ determination of legal indigency and for appropriate reimbursement for public defender legal representation.

(3) To establish policies and procedure for the efficient operation of the Agency and the achievement of the objective of providing competent and independent legal representation for indigent defendants/respondents.

(4) To employ a chief public defender subject to confirmation by the City-County Council, who shall be an attorney admitted to the practice of law in the state of Indiana to serve as the chief administrative officer ~~of the Agency~~ having at least two (2) years experience in criminal defense.

(5) To authorize the chief public defender to employ or contract with attorneys, investigators, paralegals and clerical employees based on merit as ~~necessary and~~ consistent with the budget approved by the City-County Council. ~~based on merit without consideration of political affiliation.~~

(6) To recommend an annual operating budget for the Agency and thereafter to monitor expenditures of funds by the Agency.

(7) To receive and apply funds from grants, gifts, bequests and payments from persons served to the purposes of the Agency.

(8) To prepare and submit to the ~~Council and the general public~~ appointing authorities as described in subsection (a) of Sec. 286-3 of this Chapter an annual report on the operation of the Agency.

(9) To elect a chairperson and other appropriate officers from the membership of the Board.

Sec. 286-5. Chief public defender.

(a) The chief public defender shall:

(1) be the chief administrator of the ~~public defender~~ Agency and devote full time and employment to such position.

~~(2) decline to authorize the legal representation of defendants who are not indigent.~~

(~~3~~2) review a determination of indigency and eligibility for legal representation by the Agency staff when requested to do so by ~~an affected person~~ a defendant/respondent.

~~(4) employ counsel to represent the Board, or a Board member or agent in any action to compel representation of a defendant determined by the Board to be not indigent.~~

(3) maintain offices for the Agency as approved by the Board.

(4) establish within the Agency such trial divisions of public defenders to represent indigent defendants/respondents as necessary.

(5) hire without consideration of political affiliation staff necessary to perform the services of the Agency and supervise and discipline such staff.

(6) keep and maintain records of all cases handled by the Agency and report at least annually to the Board concerning the operation of the Agency, its costs and projected needs.

(7) ensure adequate, appropriate and consistent assignment of cases to public defenders.

(8) provide/establish a method of merit evaluation for public defenders, not less than yearly.

(b) Pending appointment of a chief public defender, the president of the City-County Council shall appoint a member of the Indiana Bar to serve as interim administrator of the Public Defender Agency. Such interim administrator shall assist in organizing the Board and Agency. ~~and may contract for additional public defender services to the extent of appropriations by the council for such purposes.~~

Sec. 286-6. On or before ~~July 1, 1992~~ June 15, 1993, the Board shall prepare and submit to the City-County Council for approval a comprehensive plan for the provision of legal representation to indigent defendants/respondents in Marion County. The comprehensive plan shall, at a minimum, provide for:

(1) Provision of legal representation to an indigent defendant/respondent at the earliest possible point in time.

(2) The legal representation of an indigent defendant/respondent by the same attorney or attorneys through the pendency of a matter to the greatest extent possible.

(3) The use of qualified attorneys who will volunteer to provide legal representation to one or more indigent defendants/respondents without charge to the greatest extent possible.

(4) ~~Agency staff p~~Professional development, ~~and~~ continuing legal education, and malpractice coverage for public defenders.

(5) Formal or informal agreements with the Marion County Prosecutor and law enforcement agencies establishing simplified procedures for expediting discovery and other communications with respect to pending cases, consistent with applicable court rules.

(6) Utilization of all available sources of governmental and non-governmental funding including but not limited to payment or repayment for services rendered from persons served in accordance with IC 33-9-11.5.

(7) Periodic reevaluation of the operation of the Agency and the accomplishment of its purpose.

(8) Recommendation of a system for providing appellate counsel which is independent of the control of the chief public defender.

Such plan may be amended by the Board with approval of the Council.

Sec. 286-7. Retention of existing public defenders.

Upon review, ~~T~~the ~~Board~~ Agency shall initially offer employment or a contract for the provision of legal representation to each attorney acting as a public defender in the Marion ~~County~~ Municipal Court ~~Criminal Division~~ and the Marion ~~County~~ Superior Court Criminal, ~~and~~ Juvenile and Title IV-D Divisions ~~on the effective date of this ordinance~~. The chief public defender shall not unreasonably change the terms of employment or contract from the same basis as existed prior to the implementation of the Agency.

Sec. 286-8. Restriction on the law practice of public defenders.

~~(a)~~ Attorneys employed by the ~~Board~~ Agency on a full-time basis shall have as a condition of their employment or continued employment that they do not provide legal representation for private clients on matters defined in Sec. 286-2(4) ~~practice law except as an employee of the Board.~~, if such representation creates a conflict of interest with such attorneys' responsibilities with the agency.

~~(b) Attorneys employed by the Board on a part-time basis or on a contract for personal services and assigned to the Marion County Superior Court Criminal, Juvenile or Title IVD Divisions shall have as a material provision of their contract for the provision of legal representation or as a condition of their continued employment that they will not practice before the Judge of a Court to which they are regularly assigned by the Board except as assigned by the Board.~~

~~(c) Attorneys employed by the Board on a part-time basis or on a contract for personal services in the Marion County Municipal Court Criminal Division shall have as a material provision of their contract for the provision of legal representation or as a condition of their continued employment that they will not practice before the Judge of a Court or Courts to which they are regularly assigned by the Board except as assigned by Board.~~

Sec. 286-9. Authority of Judges. Nothing contained herein shall be deemed to abridge the authority of any judge of a state court of this county from appointing counsel for any person entitled thereto under the Constitution of the United States or the Constitution of the State of Indiana. ~~If the Public Defender Agency fails or refuses to provide such counsel, the Judge making the appointment shall request the Council to appropriate funds for payment of such counsel.~~

SECTION 2. Construction. Any term defined in this Chapter by reference to a state statute shall have the same meaning whenever used in this Chapter unless clearly inapplicable by the context in which it is used. Any reference to a state statute shall mean the statute as amended from time to time, or any similar statutory provision that may supercede it relating to the same or similar subject matter.

SECTION 3. Severability. Should any section, paragraph, sentence, clause or any other portion of this ordinance be declared by a Court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be effected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14, provided that the amendments by this ordinance shall not affect any rights or liabilities accrued or proceedings begun prior to the effective date of this ordinance.

Chairman West relinquished the gavel to President SerVaas.

PROPOSAL NO. 83, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 83, 1993, on February 16, 1993. The proposal transfers and appropriates $4,700 for the Washington Township Assessor to comply with new purchasing procedures. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Gilmer, for adoption. Proposal No. 83, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Boyd, Golc

Proposal No. 83, 1993 was retitled FISCAL ORDINANCE NO. 14, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Four Thousand Seven Hundred Dollars ($4,700) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (u) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Washington Township Assessor to transfer money in order to comply with new purchasing procedures and be able to charge items to the appropriate character.

SECTION 2. The sum of Four Thousand Seven Hundred Dollars ($4,700) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
2. Supplies	$4,700
TOTAL INCREASE	$4,700

SECTION 4. The said increased appropriation is funded by the following reductions:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
4. Capital Outlay	$4,700
TOTAL REDUCTION	$4,700

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 87, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 87, 1993, on February 17, 1993. The proposal amends the Code by updating the county corrections fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 87, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Black, Boyd, Golc, Jimison

Proposal No. 87, 1993 was retitled GENERAL ORDINANCE NO. 11, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 11, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Section 2-358, of Article IX, Chapter 2.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 2-358 of Article IX, Chapter 2 of the Code of Indianapolis and Marion County is hereby amended by inserting the words underlined and deleting the words stricken-through as follows:

Sec. 2-358. County corrections fund.

(a) The city-county council hereby elects to receive deposits from the department of corrections in accordance with IC 11-12-6.

(b) The city-county council hereby elects to receive such deposits at level 3 funding. Level 3 funding shall be equal to $3,500 times 84 (Marion County base integer) or $294,000 for the year ending April 30, ~~1993~~ 1994.

(c) There is hereby created a "county corrections fund", to be administered by the city-county council. The fund shall consist of deposits received from the department of corrections in accordance with IC 11-12-6-13.

(d) The county corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities. Any money remaining in a county corrections fund at the end of the year does not revert to any other fund but remains in the county corrections fund.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance has not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions can, without the invalid provision or provision, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OLD BUSINESS

PROPOSAL NO. 449, 1992. This proposal appoints Irene Heffley to the Equal Opportunity Advisory Board. Councillor Rhodes moved, seconded by Councillor Beadling, to strike. Proposal No. 449, 1992 was stricken by unanimous voice vote.

PROPOSAL NO. 45, 1993. This proposal reappoints Jesse Moore to the Board of Parks and Recreation. Councillor West moved, seconded by Councillor Beadling, to strike. Proposal No. 45, 1993 was stricken by unanimous voice vote.

ANNOUNCEMENTS AND ADJOURNMENT

President SerVaas pointed out that there are some items in the State Legislature that might interest the Council such as a bill that sets up an appointed body of nine members whose job it will be to set the tax rate before the budget. This will affect the City as the Welfare Department wants to borrow $19 million for 1993.

He explained that there is a digest in the Council office which shows the exact status of all bills of interest to the Council, to Indianapolis or to Marion County. Councillor McClamroch asked if the lobbyist that the Council pays has been asked to take a position on behalf of the Council on any of the bills before the legislature. President SerVaas suggested that if there was a subject that Councillor McClamroch was interested in that he contact this person.

Councillor Short asked how much money the Council pays the lobbyist. President SerVaas replied that he would not call this person a lobbyist because the Council could not afford to pay a lobbyist's salary and said that this person is being paid $10,000 for the session. Councillor Short asked who made the decision to hire this person and President SerVaas said that he made the decision to hire this person. Her name is Karen Little Arland and she is available to any Councillor for consultation.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:12 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion

County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 22nd day of February, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, MARCH 15, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m. on Monday, March 15, 1993, with Councillor SerVaas presiding.

Councillor Brents led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

The President announced that Proposal No. 85, 1993 would be moved up on the agenda and heard immediately following Proposal Nos. 167 and 168, 1993.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Moriarty recognized a group from the Family Community Leadership Training Institute. Councillor Hinkle introduced Amy Bradley, a former City-County Councillor. Councillor Boyd acknowledged all the supporters of Proposal No. 85, 1993. Councillor Gilmer introduced Lulu Journey, a former City-County Councillor. Councillor Williams introduced Ann Delaney, the newly elected chair of the Democratic State Committee. Councillor Brents introduced her husband, Leon Brents. Councillor Borst acknowledged the presence of Elizabeth Kraft, the new executive director of 500 Festival Associates, Inc.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, March 15, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

February 11, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published a Public Notice of "Request for Proposals for a Cable Television Franchise" in The Indianapolis Business Journal on Monday, February 22, 1993, and Monday, March 8, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

February 23, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published a Revised Public Notice of "Request for Proposals for a Cable Television Franchise" in the Indianapolis COMMERCIAL on Monday, February 15, and Monday, February 22, 1993, and in the Indianapolis NEWS on Monday February 15, 1993. Due to a publishers error the second publication was on Wednesday, February 24, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

February 23, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, March 4, 1993, a copy of NOTICE TO TAXPAYERS of a Public

Hearing on Proposal Nos. 106, 108 and 109, 1993, to be held on Monday, March 15, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

February 25, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, March 4, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 111 and 112, 1993, to be held on Monday, March 15, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

February 18, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, February 25, 1993, a copy of LEGAL NOTICE on General Ordinance No. 10, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 11, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Four Hundred Sixty-five Thousand Dollars ($465,000) in the IMAGIS Consortium Participant Contributions for purposes of the Department of Public Works and reducing the unappropriated and unencumbered balance in the Public Works Special Revenues Fund.

FISCAL ORDINANCE NO. 12, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Six Million Fifty-three Thousand Eight Hundred Eleven Dollars ($6,053,811) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 14, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Four Thousand Seven Hundred Dollars ($4,700) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing certain other appropriations for that office.

SPECIAL RESOLUTION NO. 8, 1993, recognizing Indianapolis entertainer Hal Fryar.

SPECIAL RESOLUTION NO. 9, 1993, approving and authorizing certain actions and notifying the trustee of the Wabash Valley Power Association, Inc.'s desire to redeem certain economic development revenue bonds.

SPECIAL RESOLUTION NO. 10, 1993, approving a public purpose grant in the amount of $25,000 for the purpose of Central Indiana Radio Reading, Inc.

GENERAL ORDINANCE NO. 9, 1993, amending the Revised Code and making certain changes in the Public Defender Board and Agency.

GENERAL ORDINANCE NO. 11, 1993, amending the Code by updating the county corrections fund.

GENERAL ORDINANCE NO. 12, 1993, establishing a Department of Public Works special revenue fund for specific revenue sources restricted for specific purposes.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of February 22, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 167, 1993. This proposal, sponsored by Councillors Gilmer, Hinkle, West and Williams, recognizes John P. Willen, P.E. Councillor Gilmer read the resolution and presented a framed document to Mr. Willen. His father, C. P. Willen, his daughters, Emily and Kate, his wife, Sharon, and a group of employees from the Department of Transportation were also present. Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal No. 167, 1993 was adopted by unanimous voice vote.

Proposal No. 167, 1993 was retitled SPECIAL RESOLUTION NO. 11, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 1993

A SPECIAL RESOLUTION recognizing John P. Willen, P.E.

WHEREAS, John P. Willen, P.E. worked for the Indianapolis Department of Transportation from 1971 until his retirement in 1993--his only employer after his service in the Army Corps of Engineers; and

WHEREAS, Mr. Willen is a native of "Sweet" Owen County, earned his B.S. Degree in Civil Engineering at Rose-Hulman at Terre Haute, and his MBA at Butler University in Indianapolis; and

WHEREAS, he served as Chief Engineer, and Manager of the Department of Transportation's Capital Improvement and Resurfacing Program; and

WHEREAS, during the past two decades he was involved with major projects such as the bricks on Monument Circle, the widening of West Street near the Hoosier Dome, West 38th Street, East and West 86th Street, Post Road, and streets affected by the Eli Lilly expansion; and

WHEREAS, Mr. Willen is a professional engineer, and has served as President of both the local and state chapters of the American Society of Civil Engineers; and

WHEREAS, Mr. Willen was honored with several awards during his career with the city including recognitions from the state and national consulting engineers society, Nora Community Council, Indianapolis Economic Development Council, and by Eastside Community Investments; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the two decades of dedicated and skillful work by John P. Willen, P.E. as Chief Engineer of the Indianapolis Department of Transportation.

SECTION 2. The citizens of this city will for many years see and appreciate the results of his skilled and capable work.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 168, 1993. This proposal, sponsored by Councillor Golc, remembers Judge John W. Tranberg. The following judges were present: James Payne, Kenneth Johnson, John Barney, Jr., Thomas Carroll, Clarence Bolden, Charles Deiter, Patrick McCarty, John Hanley, Paula Lopossa, Patricia Gifford, William Mercuri, Charles Wiles, Evan Goodman, Carr Darden, Cynthia Ayers, Gerald Zore, Webster Brewer, Gary Miller, Wendell Mayer, John Price, Stephen Frank, Taylor Baker, John Downer, and Michael Keele. Commissioner Barbara Collins and Magistrate Jay Haggerty were also present. Councillor Golc asked Councillor Jimison to join him. Councillor Jimison read the resolution and presented a framed document to Judge Tranberg's widow, Shirley. His son, John Tranberg, Jr., expressed appreciation for the resolution. There were other members of the Tranberg family present along with several people who had worked for Judge Tranberg. Councillor Golc moved, seconded by Councillor Jimison, for adoption. Proposal No. 168, 1993 was adopted by unanimous voice vote.

Councillor Golc read a note from Mayor Stephen Goldsmith stating that Judge Tranberg was a good friend of the Mayor, that he tried his first case in front of Judge Tranberg and that he was sorry that he could not be present to make specific comments in memory of Judge Tranberg.

Proposal No. 168, 1993 was retitled SPECIAL RESOLUTION NO. 12, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 1993

A SPECIAL RESOLUTION remembering Judge John W. Tranberg.

WHEREAS, John W. Tranberg was a native of South Bend, Indiana, and worked in the old Studebaker plant as a young man; and

WHEREAS, he earned his law degree at Indiana University, practiced law, and became a deputy prosecutor in 1958; and

WHEREAS, he was elected to the Marion Superior Court in 1974, and served honorably until his retirement in 1990; and

WHEREAS, during his 16 years on the bench Judge Tranberg heard 4,000 felony cases, and was always considered to be a fair and impartial judge, a mentor to young attorneys and to other judges, an honorable gentleman, and a friend; and

WHEREAS, Judge Tranberg was called from this earthly life on January 15, 1993; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council pauses to remember the life of Judge John W. Tranberg.

SECTION 2. May his memory serve as a lasting model and example of dignity, humanness, fairness, and personal integrity of public officials.

SECTION 3. The Council extends its condolences to Judge Tranberg's widow, Shirley, and to their children.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 85, 1993. Councillor Schneider reported that the Municipal Corporations Committee heard Proposal No. 85, 1993 on February 25, 1993. The proposal, sponsored by Councillors Boyd, Mullin and Ruhmkorff, concerns a "Union Only Project Agreement." He asked Councillor Beadling to give the majority report since she was on the prevailing side. Councillor Beadling said that this proposal supports a union only agreement at the United Airlines Maintenance Operations Center project. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Beadling moved, seconded by Councillor Ruhmkorff, for adoption.

Councillor Short stated that on March 8, 1993 the unions won their case before the Supreme Court for control of public bidding projects with a City of Boston agency. He also said that it has been proven that unionized construction workers are at least twenty-nine percent more productive than non-unionized construction workers. He urged the Council's support of Proposal No. 85, 1993.

Councillor Golc said that he supports this resolution because without the cooperation and support of labor the City probably would not have won the United Airlines contract. Now labor is asking for support for their "union only project agreement" with the Indianapolis Airport Authority and other agencies awarding contracts for the United Airlines Maintenance Operations Center project.

Councillors Mullin, Ruhmkorff and Boyd all expressed their support for Proposal No. 85, 1993.

Councillor McClamroch said that unions have played a vital roll in the development of downtown as well as the rest of the City, but he urged the Council to vote against this resolution because approximately seventy-five percent of the labor force in Marion County is non-union. This resolution grants a special privilege to twenty-five percent of the labor force. The Council should not grant special privileges; the Council should not exclude anybody, much less seventy-five percent of the work force.

Councillors Schneider and Dowden both voiced their agreement with Councillor McClamroch and said they would vote against this proposal.

Councillor West stated that the Airport Authority is a separate government agency, and one county body usually does not tell another county body how to write its contracts. The Supreme Court decision on March 8, 1993 simply gave that Boston agency the right to establish a union only agreement; it did not mandate that it had to have such an agreement. He said that he cannot support this proposal.

Proposal No. 85, 1993, as amended, was defeated on the following roll call vote; viz:

12 YEAS: Black, Boyd, Brents, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Ruhmkorff, Short, Williams
16 NAYS: Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West
1 NOT VOTING: Beadling

Councillor Beadling abstained from voting due to a possible conflict of interest.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 148, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE determining not to allow the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to fund welfare services for the remainder of 1993, and authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners, to borrow $19,350,000 from a financial institution on behalf of the Marion County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 149, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE granting the request of the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to pay the cost of providing welfare services for the remainder of 1993, and authorizing and ordering the County Auditor to borrow such funds from a financial institution and issue notes evidencing the borrowed funds and appropriating the borrowed funds"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 150, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $3,914,984 for the Department of Public Welfare to pay the expenses of wards in institutions"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 151, 1993. Introduced by Councillors Beadling, Brents and Golc. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION designating a section of Tenth Street as the "Vietnam Veterans Memorial Way"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 152, 199. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $557,000 for the Department of Parks and Recreation, Natural Resources Division, to pay for tree maintenance

and other contractual services"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 153, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $134,000 for the Department of Parks and Recreation, Support Services Division, to develop a strategic plan for parks and recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 154, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $11,868 for the Department of Parks and Recreation, Marketing Services Division, to continue the Youth Conservation Corp Build-A-Park Program in 1993"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 155, 1993. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing David W. Hamilton to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 156, 1993. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Virginia Dill McCarty to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 157, 1993. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $317 for the Presiding Judge of the Municipal Court to purchase supplies for the GED/Literacy Program funded by grants from Indiana Black Expo, Inc. and Melvin Simon & Associates"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 158, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $20,272 for the Auditor to provide fringe benefits for Juvenile Court's companion Proposal No. 109, 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 159, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $44,271 for the Marion County Justice Agency to conduct the Drug Use Forecasting Program through an inter-agency agreement with the National Institute of Justice"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 160, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $372,074 for the Marion County Justice Agency to remit the final arbitrage payment on the JUSTIS bond and to cover repair expenses and the purchase of new equipment for the JUSTIS II system"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 161, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by extending the current sewer service and user rates"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 162, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Fox Hill Drive and Hoover Road (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 163, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a four-way stop at Olney Street and 61st Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 164, 1993.8 Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal8 for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Ray Street between Meridian Street and Union Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 165, 1993. Introduced by Councillors Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning parking restrictions in the downtown area and on East Washington Street (Districts 16, 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 166, 1993. Introduced by Councillors Brents, Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning parking restrictions on Washington Street from West Street to Somerset Avenue (Districts 16, 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 175, 1993. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Jeb Conrad to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 176, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Leslie Read to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

Councillor Boyd asked why the Republicans are nominating Democrats to the Public Defender Board (Proposal Nos. 175 and 176, 1993) at the same time he has introduced two proposals nominating Democrats to this Public Defender Board (Proposal Nos. 155 and 156, 1993). He said he thought that he and the President had come to an agreement that this was not going to become a politicized issue. Councillor Boyd told the President that he has absolutely no intention of accepting the Republican nominations. Councillor Williams requested that the President or Councillor West call the two individuals that they have nominated for this board and ask them to serve on another board.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 146, 1993. Councillor Giffin asked Councillor Ruhmkorff to give the Committee report since he had to abstain from voting in Committee due to a possible conflict of interest. Councillor Ruhmkorff reported that the Economic Development Committee heard Proposal No. 146, 1993 on March 10, 1993. The proposal authorizes the issuance of the City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Jones, for adoption. Proposal No. 146, 1993 was adopted on the following roll call vote; viz:

19 YEAS: Beadling, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
0 NAYS:
10 NOT VOTING: Black, Borst, Boyd, Brents, Giffin, Jimison, Jones, Mullin, Short, Williams

Councillor Giffin abstained from voting due to a possible conflict of interest.

Proposal No. 146, 1993 was retitled SPECIAL ORDINANCE NO. 1, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. I, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project)" in an aggregate principal amount not to exceed $11,600,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has rendered a report of the Indianapolis Economic Development Commission concerning the proposed issuance of City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) (the "Bonds") to refund and refinance outstanding $11.6 million principal amount of City of Indianapolis, Indiana 6¼% Economic Development Water Facilities Revenue Bonds, 1974 Series (Indianapolis Water Company Project) (the "1974 Bonds") which 1974 Bond proceeds were used to finance a portion of the Indianapolis water distribution facilities of the Indianapolis Water Company (the "Company") now known as the Company's Thomas W. Moses Treatment Plant; and

WHEREAS, the Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, on March 10, 1993, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing complies with the purposes and provisions of Indiana Code 5-1-5, Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively, the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis, Indiana (the "Issuer") and its citizens; and

WHEREAS, the Commission has approved the final forms of the Indenture of Trust, Loan Agreement, Guaranty Agreement, Bond Purchase Agreement, Preliminary Official Statement and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing referred to in the Financing Documents consisting of the issuance of the Bonds to refund and refinance the 1974 Bonds, as previously approved by the Commission and now presented to this City-County Council, will be of benefit to the health and general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12 (b) (1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the Underwriter (as defined in the Financing Documents) that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 4. The Issuer shall issue its Bonds in an aggregate principal amount not to exceed $11,600,000 for the purpose of refinancing outstanding $11,600,000 principal amount of the 1974 Bonds. The Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter designated in the Bond Purchase Agreement at a price not less than 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 10%. The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the city of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in this Ordinance and the Financing Documents pursuant to Indiana Code 36-7-12-27 (a) (1) through (a) (10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 147, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 147, 1993 on March 10, 1993. The proposal is an inducement resolution for American Health Care-Castleton, Inc. in an amount not to exceed $2,500,000 for the acquisition of a one-story nursing home facility. This property is located at 7630 East 86th Street. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Smith, for adoption. Proposal No. 147, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West
0 NAYS:
6 NOT VOTING: Black, Boyd, Gray, Ruhmkorff, Short, Williams

Proposal No. 147, 1993 was retitled SPECIAL RESOLUTION NO. 13, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, American Health Care-Castleton, Inc. (the "Applicant") has previously advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposed that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same and the Commission on May 16, 1990 adopted an inducement resolution (the "1990 EDC Inducement Resolution") for the Project (as hereinafter defined) and subsequently the City-County Council of the Issuer on June 11, 1990 adopted City-County Special Resolution No. 34, 1990 (the "1990 Council Inducement Resolution") for the Project (as hereinafter defined) and the Applicant at this current time has requested that the Commission ratify and confirm its 1990 EDC Inducement Resolution and that the Issuer ratify and confirm its 1990 Council Inducement Resolution, said economic development facilities consist of the acquisition of a one-story home facility containing approximately 39,222 square feet and a separate laundry building containing approximately 1,440 square feet, both of which are located at 7630 E. 86th Street, Indianapolis, Indiana on approximately 5.72 acres of land; the acquisition of machinery, equipment, and furnishings for use in the facilities; and the acquisition, construction, renovation, installation, and equipping of various site improvements at the facilities which Project remains unchanged from the description of the Project contained in the 1990 EDC Inducement Resolution and the 1990 Council Inducement Resolution (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (ninety (90) jobs) and the creation of business opportunities to be achieved by the acquisition of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment (ninety (90) jobs) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Two Million Five Hundred Thousand Dollars ($2,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds

of the revenue bonds to the Applicant for the acquisition of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires September 30, 1993, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds this inducement resolution is still in effect; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 169, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on March 12, 1992". The Council did not schedule Proposal No. 169, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 169, 1992 was retitled REZONING ORDINANCE NO. 33, 1992 and is identified as follows:

REZONING ORDINANCE NO. 33, 1993. 91-Z-162 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #19.
1314 SOUTH HIGH SCHOOL ROAD (approximate address), INDIANAPOLIS.
RON SURENKAMP requests the rezoning of 0.710 acre, being in the C-2 District, to the C-4 classification to provide for commercial development.

PROPOSAL NO. 170, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on March 11, 1992". The Council did not schedule Proposal No. 170, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 170, 1992 was retitled REZONING ORDINANCE NO. 34, 1992 and is identified as follows:

REZONING ORDINANCE NO. 34, 1993. 92-Z-147 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 20.
1818 EAST STOP 10 ROAD (approximate address), INDIANAPOLIS.
FRED B. BOUSHEHRY requests the rezoning of 2.4 acres, being in the D-A District, to the D-6 classification to provide for the development of a 20 unit condominium project.

PROPOSAL NOS. 171-174, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 11, 1993". The Council did not schedule Proposal Nos. 171-174, 1993

for hearing pursuant to IC 36-7-4-608. Proposal Nos. 171-174, 1993 were retitled REZONING ORDINANCE NOS. 35-38, 1993 and are identified as follows:

REZONING ORDINANCE NO. 35, 1993. 93-Z-3 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 21.
3561 ENGLISH AVENUE (approximate address), INDIANAPOLIS.
INDIANAPOLIS IRVINGTON VFW POST 2999, by J. Edward Staab, request the rezoning of 1.789 acres, being in the C-3, D-5 Districts, to the C-3 classification to provide for the expansion of the existing VFW post facility.

REZONING ORDINANCE NO. 36, 1993. 93-Z-14 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 07.
1790 EAST 54TH STREET (approximate address), INDIANAPOLIS.
LINCOLN LODGE CORPORATION and AMERICAN VILLAGE PARTNERSHIP, by Thomas Michael Quinn, request the rezoning of 48.95 acres, being in the D6-II and C-1 District, to the C-S classification to provide for uses of a retirement community including various types of assisted residential care facilities presently existing, as well as future development of similar facilities.

REZONING ORDINANCE NO. 37, 1993. 93-Z-15 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 15.
530 NORTH RURAL STREET (approximate address), INDIANAPOLIS.
EASTSIDE COMMUNITY INVESTMENTS, by Zoe Urena Weiss, requests the rezoning of 0.42 acre, being in the D-5 District, to the C-2 classification to provide for 13 units of elderly housing and a day care facility.

REZONING ORDINANCE NO. 38, 1993. 93-Z-19 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
7658 NOEL ROAD (approximate address), INDIANAPOLIS.
PHILIP M. FARIS and LINDA L. FARIS, by Joseph M. Scimia, request the rezoning of 3.762 acres, being in the D-A District, to the D-S classification to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Rhodes asked for consent to introduce someone in the audience. Consent was given. Councillor Rhodes introduced Kirill Yankow, Chairman of the Economical Reform Committee of the Moscow Regional Council of People's Deputies, Moscow, Russia.

PROPOSAL NO. 106, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 106, 1993 on March 10, 1993. The proposal appropriates $46,930 for the Information Services Agency to cover expenses associated with assuming the operation of the Department of Public Works Digital Equipment Corporation computers. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:22 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 106, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Smith, West
1 NAY: Black
4 NOT VOTING: Boyd, Ruhmkorff, Short, Williams

Proposal No. 106, 1993 was retitled FISCAL ORDINANCE NO. 10, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Forty-six Thousand Nine Hundred Thirty Dollars ($46,930) in the County General Fund for purposes of the Information Services Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (k) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Information Services Agency to assume day to day operational responsibility for the Department of Public Works DEC computers.

SECTION 2. The sum of Forty-six Thousand Nine Hundred Thirty Dollars ($46,930) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

INFORMATION SERVICES AGENCY	COUNTY GENERAL FUND
1. Personal Services	$38,000
COUNTY AUDITOR	
1. Personal Services (fringes)	8,930
TOTAL INCREASE	$46,930

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$46,930
TOTAL REDUCTION	$46,930

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 108, 1993. The proposal appropriates $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until May 24, 1993. Consent was given.

PROPOSAL NO. 109, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 109, 1993 on March 3, 1993. The proposal appropriates $86,265 for the Superior Court, Juvenile Division/Detention Center, to cover 1993 salary expenses. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 109, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, West
1 NAY: Black
4 NOT VOTING: Boyd, Rhodes, Ruhmkorff, Williams

Proposal No. 109, 1993 was retitled FISCAL ORDINANCE NO. 15, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. I5, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Eighty-six Thousand Two Hundred Sixty-five Dollars ($86,265) in the County General Fund for purposes of the Superior Court, Juvenile Division/Detention Center, and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (kk) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Superior Court, Juvenile Division/Detention Center, to pay for 1993 salaries.

SECTION 2. The sum of Eighty-six Thousand Two Hundred Sixty-five Dollars ($86,265) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, JUVENILE DIVISION/ DETENTION CENTER	COUNTY GENERAL FUND
I. Personal Services	$86,265
TOTAL INCREASE	$86,265

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$86,265
TOTAL REDUCTION	$86,265

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 111 and 112, 1993. The President ruled that these proposals would be heard and voted on together. PROPOSAL NO. 111, 1993. The proposal amends the Code by establishing a supplemental repair charge in addition to the regular sewer user charge for the area in Perry Township previously served by Southside Utilities, Inc. PROPOSAL NO. 112, 1993. The proposal approves annexation into the Indianapolis Sanitary District an area in Perry Township previously served by Southside Utilities, Inc.

Councillor Coughenour recognized a group from the Hill Valley Homeowner's Association and their attorney, Frank Hogan.

Councillor Coughenour reported that the Public Works Committee heard Proposal Nos. 111 and 112, 1993 on February 25, 1993. Councillor Coughenour stated that an area in Perry Township that was served by Southside Utilities, Inc. has received few repairs on their sewer system. Southside Utilities is now bankrupt. Proposal No. 111, 1993 establishes a charge for the homes in this area in addition to the regular sewer user charge. Proposal No. 112, 1993 annexes the area into the Indianapolis Sanitary District. By an 8-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Borst said that the area that is being annexed is in his district and is called the Hill Valley Estates. There have been many meetings between the City, Southside Utilities, Inc. and the Hill Valley Estates Homeowners Association to get this issue resolved. This solution is not necessarily fair to the homeowners or to the City, but it is the best that could be accomplished.

Councillor Smith asked if there is something that can be done so this situation will not happen again. Councillor Borst said that this happens regularly throughout the State of Indiana. It will take legislative action to prevent it from happening again.

Councillor Hinkle said the owner of Southside Utilities has stuck the taxpayers and is walking away with money in his pocket. He will vote for these proposals, but with reservations.

The President called for public testimony at 8:36 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Borst, for adoption. Proposal Nos. 111 and 112, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Black, Boyd, Giffin

Proposal No. 111, 1993 was retitled GENERAL ORDINANCE NO. 13, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. I3, 1993

A GENERAL ORDINANCE amending the Section of the Code dealing with the establishment of rates and charges for the use of the sewer system.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 27 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by adding a new Section 27-I02.5 inserting the language underscored as follows:

Sec. 27-102.5. Supplemental repair charge for area previously served by the private utility, Southside Utilities, Inc.

(a) Supplemental repair charge imposed. There is hereby imposed monthly a supplemental repair charge, which shall be in addition to any other sewer user charge imposed by this article, payable to the department of public works upon each person owning or occupying real estate in the area described in subsection (b), provided such real estate is connected with and uses the wastewater works whether or not real estate taxes are imposed pursuant to IC 36-9-25 upon such real estate.

(b) Area. The supplemental repair charge established by this section shall apply only to the area previously served by the private utility, Southside Utilities, Inc., under Certificates of Territorial Authority granted by The Indiana Utility Regulatory Commission, as described below:

CERTIFICATE OF TERRITORIAL AUTHORITY NO. 40

Hill Valley Estates, First Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 31, pages 314 and 315, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Second Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 31, pages 393 and 394, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Third Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, pages 43 and 44, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Forth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, pages 45 and 46, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Fifth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, page 127, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Eighth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, page 133, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Sixth Section, a subdivision in Marion County, Indiana as per plat thereof, recorded in Plat Book 32, page 236, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Ninth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, page 269, in the office of the Recorder of Marion County, Indiana.

CERTIFICATE OF TERRITORIAL
AUTHORITY NO. 55

TRACT 1

Part of the east half of the northwest quarter of section 23, township 14 north, range 3 east of the second principal meridian, described as follows:

Beginning on the west line of the said half quarter section at a point that is 1244.40 feet south of the northwest corner thereof; thence south on and along the said west line, 1426.45 feet to the southwest corner thereof; thence east, on and along the south line of the said half quarter section, 1335.82 feet to the southeast corner thereof; thence north, on and along the east line of the said half quarter section 1647.63 feet to the southeast corner of Carey Ranch Homesites, First Section, as recorded in the Office of the Recorder of Marion County, Indiana; thence west on a forward deflection angle to the right of 90 degrees - 00' a distance of 225 feet; thence south deflecting to the left 90 degrees - 00' a distance of 80 feet; thence northwesterly deflecting to the right 114 degrees - 32' a distance of 390 feet; thence northwesterly deflecting to the right 17 degrees - 42' a distance of 410.93 feet; thence west deflecting to the left 42 degrees - 27' a distance of 280 feet; thence north deflecting to the right 90 degrees - 00' a distance of 50 feet; thence west deflecting to the left 90 degrees - 00' a distance of 180 feet to a point on the west line of said half quarter section, said point being the southwest corner of the said addition; thence south on and along the said west line 659.40 feet to the place of beginning containing 58.49 acres, more or less, subject to all legal rights-of-way.

TRACT 2

Part of the Northeast Quarter of Section 23, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows: Beginning at a point on the East line of said 1/4 Section, distant 2041.10 feet South of the Northeast corner thereof, running thence due South and along said East line 25 feet; thence South 88 degrees 47' West and parallel to the North line of said 1/4 Section 260 feet; thence due South and parallel to the East line of said 1/4 Section 150 feet; thence South 88 degrees 47' West 2256.98 feet to a point 175 feet East of the West line of said 1/4 Section; thence North 0 degrees 15' 20" West and parallel to said West line 865.95 feet; thence North 88 degrees 47' East 1116.0 feet to the Southwest corner of Lot 414 in Hill Valley Estates, Ninth Section, as recorded in the Marion County Recorder's Office, Plat Book 32, pages 269 and 270; thence South 0 degrees 15' 20" East 190.88 feet; thence North 88 degrees 47' East 25.57 feet; thence South 1 degree 13' East 185 feet; thence North 88 degrees 47' East 22.83 feet; thence South 1 degree 13' East 145 feet; thence North 88 degrees 47' East 270 feet; thence South 1 degree 13' East 170 feet; thence North 88 degrees 47' East 1075 feet to the point of beginning, containing 28.48 acres more or less. Subject to all legal highways and rights of way.

TRACT 3

Part of the Northeast Quarter of Section 23, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows:

Beginning at the Northwest corner of said Quarter Section, running thence East along the North line thereof 1291 feet; thence South parallel to the West line of said Quarter Section, a distance of 1350 feet to the Quarter Section 1291 feet to the West line thereof; thence North along said West line 1350 feet to the point of beginning, containing in all 40.01 acres more or less. Subject to all legal highways and/or rights of way.

TRACT 4

Part of the Northeast Quarter of Section 23, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows:

Beginning at a point on the East line of said 1/4 Section, distant 1334 feet South of the Northeast corner thereof; running thence due South and along said East line 707.10 feet; thence South 88 degrees 47 minutes West 1075 feet; thence North 1 degree 13 minutes West 345 feet; thence North 88 degrees 47 minutes East 222.13 feet to the P.C. of curve to the left, said curve having a Delta = 35 degrees 27 minutes and a Radius = 400 feet; thence in a Northeasterly direction along said curve 247.49 feet to P.T. thereof; thence North 53 degrees 20 minutes East 361.96 feet to the P.C. of a curve to the right, said curve having a Delta = 36 degrees 40 minutes and a Radius = 430 feet; thence in a Northeasterly direction along said curve 275.18 feet to the P.T. thereof; thence due East 82.51 feet to the point of beginning, containing in all 12.54 acres more or less. Subject to all legal highways and/or rights of way.

TRACT 5

Part of the northwest quarter of section 24, township 14 north, range 3 east, Marion County, Indiana, more particularly described as follows:

Beginning at a point on the south line of said quarter Section, distant 790 feet west of the southeast corner thereof; running thence south 89 degrees 01' west and along the south line of said quarter section 659.55 feet to the southeast corner of Hill Valley Estates, 3rd Section, the plat of which is recorded in the Marion County Recorder's Office, Plat Book 32, pages 43 & 44; thence north 00 degrees 59' west 140 feet; thence north 89 degrees 01' east 23.30 feet; thence due north 631.72 feet to the southerly line of Hill Valley Estates, Second Section, the plat of which is recorded in the Marion County Recorder's office, Plat Book 31, pages 393 & 394; thence north 58 degrees 09' 40" east 199.74 feet; thence north 49 degrees 29' east 268.33 feet; thence south 49 degrees 01' 20" east 454.10 feet; thence south 5 degrees 42' 40" east 201 feet; thence south 24 degrees 26' 40" west 181.25 feet; thence south 14 degrees 36' west 168.48 feet; thence south 5 degrees 10' east 215.60 feet to the point of beginning, containing 13.95 acres more or less.

TRACT 6

Part of the northwest quarter of Section 24, Township 14 north, Range 3 east, in Marion County, Indiana, more particularly described as follows:

Beginning at the southeast corner of said quarter section and running thence south 89 degrees 01 minutes, west and along the south line of said quarter section 790.0 feet to the southeast corner of Lot 271 in Hill Valley Estates, 7th Section - Part A, the plat of which is recorded in the Marion County Recorder's office 64-23380; running thence north 5 degrees 10 minutes, west 215.60 feet; thence north 14 degrees 36 minutes, east 168.48 feet; thence north 24 degrees 26 minutes 40 seconds; east 181.25 feet; thence north 5 degrees 42 minutes 40 seconds, west 201.00 feet; thence north 49 degrees 01 minutes 20 seconds, west 454.10 feet to the southeast corner of Lot 70 in Hill Valley Estates, 2nd Section, the plat of which is recorded in the Marion County Recorder's office, in Plat Book 31, pages 393 and 394; thence north 49 degrees 29 minutes, east 141.67 feet; thence north 58 degrees 14 minutes 10 seconds east 350.00 feet; thence north 68 degrees 35 minutes 10 seconds, east 699.45 feet to a point in the east line of said quarter section, said point being the southeast corner of Lot 81 in Hill Valley Estates, 2nd Section, the plat of which is recorded in the Marion County Recorder's office, in Plat Book 31, pages 393 and 394; thence south 0 degrees 03 minutes, west and along the east line of said quarter section 1558.70 feet to the place of beginning, containing 26.33 acres more or less, subject to all legal highways and rights-of-way.

TRACT 7

Part of the northwest quarter of Section 24, Township 14 north, Range 3 east, in Marion County, Indiana, more particularly described as follows:

Beginning at the northwest corner of said quarter section; running thence east along the north line of said quarter section 2355.59 feet to a point 319.41 feet west of the northeast corner of said quarter section; thence south 195.01 feet to the southwest corner of Lot 91 in Hill Valley Estates 2nd Section, the plat of which is recorded in the Marion County Recorder's office, Plat Book 31, page 393, thence west along the north line of Hill Valley Estates 6th Section, 4th Section, and 8th Section 2355.59 feet to the west line of said quarter section; thence north along said west line 194.89 feet to the point of beginning, containing 10.54 acres more or less.

TRACT 8

Part of the southeast quarter of the southwest quarter of Section 13, Township 14 north, Range 3 east, described as follows:

Beginning at the southeast corner of said quarter quarter section, running thence west along the south line thereof 656.04 feet; thence north parallel to the east line thereof 680.70 feet to the center of Stop 11 Road; thence southeasterly on a forward deflection angle to the right of 144 degrees 44 minutes a distance of 406.25 feet; thence deflecting to the left 15 degrees 53 minutes a distance of 541.20 feet to the point of beginning, containing in all 4.42 acres more or less, subject to all legal highways and/or rights of way.

CERTIFICATE OF TERRITORIAL
AUTHORITY NO. 62

The northwest quarter of the northwest quarter and part of the southwest quarter of Section 23, Township 14 North, range 3 East of the second principal meridian, described as follows:

Beginning at the northeast corner of the said northwest quarter of the northwest quarter section; thence south 88 degrees, 33 minutes, 30 seconds west on and along the north line of the said quarter quarter section 1348.25 feet to the northwest corner thereof; thence south 00 degrees, 32 minutes east on and along the west line of the northwest quarter and the southwest quarter of the said section 3152.75 feet; thence north 88 degrees, 30 minutes, 30 seconds east 571.35 feet; thence south 00 degrees, 18 minutes east 1084.22 feet; thence north 88 degrees, 18 minutes, 30 seconds east 2065.03 feet; thence north 00 degrees, 26 minutes, 30 seconds west 1560.15 feet to the north line of the said southwest quarter; thence south 88 degrees, 25 minutes, 30 seconds west on and along the said north line 1290.27 feet to the southeast corner of the northwest quarter of the northwest quarter of the said section; thence north on and along the east line of the said quarter quarter section 2670.95 feet to the place of beginning, containing 162.98 acres, more or less, subject to all legal rights of way and easements.

Part of the Southwest Quarter of Section 24, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows:

Beginning at the Northeast Quarter of said 1/4 Section; Running thence South along the East Line thereof 326.17 feet; thence West parallel to the North line of said 1/4 Section 1869.7 feet; thence North parallel to the East Line of said 1/4 Section 326.17 feet to the North Line thereof; thence East along said North Line 1869.7 feet to the point of beginning, containing in all 14 acres more or less. Subject to all legal highways and/or rights of way.

CERTIFICATE OF TERRITORIAL
AUTHORITY NO. 78-A

Lots 8 to 19, inclusive, in "Meridian Park," a subdivision in Marion County, the plat of which is recorded in Plat Book 30, page 93, in the office of the Recorder of Marion County, Indiana, and 1000 feet north on Meridian Street, State Highway 135, between the territorial authority granted by Certificates of Territorial Authority Nos. 40, 55 and 62 and the territorial authority described by this paragraph.

(c) How calculated; maximum. The supplemental repair charge established by this section shall in no instance exceed $9.99 per month and shall be calculated using the following formula:

SRC = $9.99, or, A + B ÷ C ÷ D, whichever is less.

Where:

SRC = Supplemental repair charge
A = $294,000
B = Actual construction cost of key repairs performed by the department after acquisition of the sanitary sewer system, or, $674,000, whichever is less

C = Number of properties in the Area which are connected with and using the wastewater works
D = 102 months (8 I/2 years)

(d) Effective date and duration: The supplemental repair charge established by this section shall be effective as of the effective date of the acquisition of the assets of the private utility, Southside Utilities, Inc., by the department and shall continue thereafter for I02 months (8 I/2 years). On the effective date, the supplemental repair charge shall be $9.99 and shall thereafter be subject to automatic downward adjustment under subsection (e).

(e) Automatic downward adjustment. The department shall automatically adjust downward the supplemental repair charge established by this section in the event that the value of factor "B" in the formula set forth in subsection (c) is less than $674,000.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-I4.

Proposal No. 112, 1993 was retitled SPECIAL RESOLUTION NO. 16, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 1993

A SPECIAL RESOLUTION ratifying and approving annexation of certain additional territory into the Sanitary District of the City of Indianapolis (Liquid Waste).

WHEREAS, certain area in Perry Township previously served by the private utility, Southside Utilities, Inc., has not been a part of the Indianapolis Sanitary District;

WHEREAS, by Resolution 3059-1993, after notice and hearing, and with the demonstrated support of the property owners in the affected area, the Board of Public Works of the Consolidated City of Indianapolis and Marion County annexed such area into the Indianapolis Sanitary District;

WHEREAS, such annexation is in the best interest of the City and the property owners in the area.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The action of the Board of Public Works of the City of Indianapolis and Marion County with respect to the annexation of certain additional area in Perry Township into the Sanitary District of the City of Indianapolis (Liquid Waste) as set forth in Board of Public Works Resolution 3059-1993, and upon the conditions set forth in such Resolution 3059-1993, a copy of which is attached hereto, is hereby ratified and approved.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

BOARD OF PUBLIC WORKS
RESOLUTION NO. 3059-1993

CONFIRMING RESOLUTION REGARDING INCORPORATION OF
AREA CURRENTLY SERVED BY SOUTHSIDE UTILITIES, INC.
INTO THE SANITARY DISTRICT OF THE
CITY OF INDIANAPOLIS (LIQUID WASTE)

WHEREAS, according to Indianapolis Code 36-3-1-6 and Board of Public Works Resolutions 2261-1977 and 2267-1978, certain property currently served by the private utility known as Southside Utilities, Inc. ("Southside") is not within the Sanitary District of the City of Indianapolis;

WHEREAS, Southside no longer possesses a Certificate of Territorial Authority to operate a utility has filed a Chapter 11 bankruptcy reorganization petition with the United States Bankruptcy Court, Southern District of Indiana, Indianapolis Division, Cause No. 90-10197 FJO 11 and is engaged in litigation with the City of Indianapolis, Department of Public Works ("Department") in the United States Bankruptcy Court, Cause No. Adversary 91-760;

WHEREAS, the Department has worked extensively with Southside, the Hill Valley Homeowner's Association and the association's legal counsel to negotiate a resolution to the various issues regarding Southside and the sewer service to be provided to the properties in the area currently served by Southside;

WHEREAS, members of the Hill Valley Homeowner's Association Board of Directors and volunteers are in the process of obtaining signatures on petitions requesting incorporation of the area currently served by Southside Utilities, Inc. ("the Area") into the Indianapolis Sanitary District;

WHEREAS, signatures have been obtained from over 300 residents in the Area, which Area contains approximately 950 properties;

WHEREAS, the Department is willing to accept the Area permanently into the Indianapolis Sanitary District, provided that the following events occur: 1) that the matters pending in the United States Bankruptcy Court, including the bankruptcy reorganization and litigation against the Department are resolved; 2) that the Department acquires ownership of the assets of Southside Utilities, Inc; 3) that a Supplemental Repair Rate of less than $10.00 per month per property for approximately 102 months is set by the Board of Public Works and the City-County Council of the City of Indianapolis;

WHEREAS, Indiana Code 36-3-2-3 and 36-9-25-15 provide for annexation or incorporation of additional territory into the Sanitary District of the City of Indianapolis whenever any territory, by its contour and watershed, or because of extension of sewers by the municipality, is capable of draining sewage into or connecting with the Sanitary System.

WHEREAS, the Board of Public Works preliminarily annexed the Area into the Indianapolis Sanitary District by Resolution 3052-1992 dated December 7, 1992 and by motion of the Board of Public Works amending Resolution 3052-1992, scheduled a public hearing for 1:30 p.m. on January 4, 1993;

WHEREAS, notice of such hearing was published on Tuesday, December 22, 1992 and Sunday, December 27, 1992;

WHEREAS, by the date and time of the hearing, no affected persons have filed with the Board of Public Works remonstrances to having their property annexed;

NOW THEREFORE, BE IT RESOLVED by the Board of Public Works, after hearing all affected persons, that the property approximately encompassing the Hill Valley Estates East and West subdivisions in the vicinity of South Meridian Street and Stop 11 Road which is described more fully in the legal description attached and incorporated as Exhibit A, which Area is currently being served by the private utility, Southside Utilities, Inc., but which is by reason of its contour and watershed and the extension of Sanitary Sewers capable of draining sewage into and connecting with the Sanitary System of the City of Indianapolis, be and hereby is annexed to, incorporated in and made a part of the Sanitary District of the City of Indianapolis. A map depicting the Area described in Exhibit A is attached and incorporated as Exhibit B.

BE IT FURTHER RESOLVED THAT, unless stayed by an appeal properly brought pursuant to IC 36-9-25-15(b), such annexation shall be effective immediately so as to enable the Board of Public Works to begin the process of establishing a special sewer service rate pursuant to IC 36-9-25-11 and 36-9-23-25, to be known as the "Supplemental Repair Rate" to apply to the Area annexed by this Resolution only. The annexation shall not be permanent until the following conditions are met: 1) Court approved resolution of the matters pending in the United States Bankruptcy Court, including the Southside Utilities, Inc. Chapter 11 bankruptcy reorganization and the litigation against the City of Indianapolis, Department of Public Works, 2) acquisition by the Department of Public Works of the assets of Southside Utilities, Inc., and 3) establishment by the Board of Public Works and the City-County Council of the City of Indianapolis of the Supplemental Repair Rate of less than $10.00 per month for approximately 102 months per property connected to and served by the sanitary sewer.

Adopted this 4th day of January, 1993.

Barry S. Baer, Chairman

Tony A. Buford, Member

Tamara E. Hall, Member

Arno W. Haupt, Member

Kenneth W. Hughes, Member

ATTEST:

Lisa Hansen, Secretary

Legal Descriptions of Properties Covered by
Certificates of Territorial Authority

CERTIFICATE OF TERRITORIAL
AUTHORITY NO. 40

Hill Valley Estates, First Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 31, pages 314 and 315, in the office of the Recorder of Marion County, Indiana.

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Hill Valley Estates, Third Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, pages 43 and 44, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Forth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, pages 45 and 46, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Fifth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, page 127, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Eighth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, page 133, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Sixth Section, a subdivision in Marion County, Indiana as per plat thereof, recorded in Plat Book 32, page 236, in the office of the Recorder of Marion County, Indiana.

Hill Valley Estates, Ninth Section, a subdivision in Marion County, Indiana, as per plat thereof, recorded in Plat Book 32, page 269, in the office of the Recorder of Marion County, Indiana.

CERTIFICATE OF TERRITORIAL
AUTHORITY NO. 55

TRACT 1

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TRACT 2

Part of the Northeast Quarter of Section 23, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows: Beginning at a point on the East line of said 1/4 Section, distant 2041.10 feet South of the Northeast corner thereof, running thence due South and along said East line 25 feet; thence South 88 degrees 47' West and parallel to the North line of said 1/4 Section 260 feet; thence due South and parallel to the East line of said 1/4 Section 150 feet; thence South 88 degrees 47' West 2256.98 feet to a point 175 feet East of the West line of said 1/4 Section; thence North 0 degrees 15' 20" West and parallel to said West line 865.95 feet; thence North 88 degrees 47' East 1116.0 feet to the Southwest corner of Lot 414 in Hill Valley Estates, Ninth Section, as recorded in the Marion County Recorder's Office, Plat Book 32, pages 269 and 270; thence South 0 degrees 15' 20" East 190.88 feet; thence North 88 degrees 47' East 25.57 feet; thence South 1 degree 13' East 185 feet; thence North 88 degrees 47' East 22.83 feet; thence South 1 degree 13' East 145 feet; thence North 88 degrees 47' East 270 feet; thence South 1 degree 13' East 170 feet; thence North 88 degrees 47' East 1075 feet to the point of beginning, containing 28.48 acres more or less. Subject to all legal highways and rights of way.

TRACT 3

Part of the Northeast Quarter of Section 23, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows:

Beginning at the Northwest corner of said Quarter Section, running thence East along the North line thereof 1291 feet; thence South parallel to the West line of said Quarter Section, a distance of 1350 feet to the Quarter Section 1291 feet to the West line thereof; thence North along said West line 1350 feet to the point of beginning, containing in all 40.01 acres more or less. Subject to all legal highways and/or rights of way.

TRACT 4

Part of the Northeast Quarter of Section 23, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows:

Beginning at a point on the East line of said 1/4 Section, distant 1334 feet South of the Northeast corner thereof; running thence due South and along said East line 707.10 feet; thence South 88 degrees 47 minutes West 1075 feet; thence North 1 degree 13 minutes West 345 feet; thence North 88 degrees 47 minutes East 222.13 feet to the P.C. of curve to the left, said curve having a Delta = 35 degrees 27 minutes and a Radius = 400 feet; thence in a Northeasterly direction along said curve 247.49 feet to P.T. thereof; thence North 53 degrees 20 minutes East 361.96 feet to the P.C. of a curve to the right, said curve having a Delta = 36 degrees 40 minutes and a Radius = 430 feet; thence in a Northeasterly direction along said curve 275.18 feet to the P.T. thereof; thence due East 82.51 feet to the point of beginning, containing in all 12.54 acres more or less. Subject to all legal highways and/or rights of way.

TRACT 5

Part of the northwest quarter of section 24, township 14 north, range 3 east, Marion County, Indiana, more particularly described as follows:

Beginning at a point on the south line of said quarter Section, distant 790 feet west of the southeast corner thereof; running thence south 89 degrees 01' west and along the south line of said quarter section 659.55 feet to the southeast corner of Hill Valley Estates, 3rd Section, the plat of which is recorded in the Marion County Recorder's Office, Plat Book 32, pages 43 & 44; thence north 00 degrees 59' west 140 feet; thence north 89 degrees 01' east 23.30 feet; thence due north 631.72 feet to the southerly line of Hill Valley Estates, Second Section, the plat of which is recorded in the Marion County Recorder's office, Plat Book 31, pages 393 & 394; thence north 58 degrees 09' 40" east 199.74 feet; thence north 49 degrees 29' east 268.33 feet; thence south 49 degrees 01' 20" east 454.10 feet; thence south 5 degrees 42' 40" east 201 feet; thence south 24 degrees 26' 40" west 181.25 feet; thence south 14 degrees 36' west 168.48 feet; thence south 5 degrees 10' east 215.60 feet to the point of beginning, containing 13.95 acres more or less.

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Part of the northwest quarter of Section 24, Township 14 north, Range 3 east, in Marion County, Indiana, more particularly described as follows:

Beginning at the southeast corner of said quarter section and running thence south 89 degrees 01 minutes, west and along the south line of said quarter section 790.0 feet to the southeast corner of Lot 271 in Hill Valley Estates, 7th Section - Part A, the plat of which is recorded in the Marion County Recorder's office 64-23380; running thence north 5 degrees 10 minutes, west 215.60 feet; thence north 14 degrees 36 minutes, east 168.48 feet; thence north 24 degrees 26 minutes 40 seconds; east 181.25 feet; thence north 5 degrees 42 minutes 40 seconds, west 201.00 feet; thence north 49 degrees 01 minutes 20 seconds, west 454.10 feet to the southeast corner of Lot 70 in Hill Valley Estates, 2nd Section, the plat of which is recorded in the Marion County Recorder's office, in Plat Book 31, pages 393 and 394; thence north 49 degrees 29 minutes, east 141.67 feet; thence north 58 degrees 14 minutes 10 seconds east 350.00 feet; thence north 68 degrees 35 minutes 10 seconds, east 699.45 feet to a point in the east line of said quarter section, said point being the southeast corner of Lot 81 in Hill Valley Estates, 2nd Section, the plat of which is recorded in the Marion County Recorder's office, in Plat Book 31, pages 393 and 394; thence south 0 degrees 03 minutes, west and along the east line of said quarter section 1558.70 feet to the place of beginning, containing 26.33 acres more or less, subject to all legal highways and rights-of-way.

TRACT 7

Part of the northwest quarter of Section 24, Township 14 north, Range 3 east, in Marion County, Indiana, more particularly described as follows:

Beginning at the northwest corner of said quarter section; running thence east along the north line of said quarter section 2355.59 feet to a point 319.41 feet west of the northeast corner of said quarter section; thence south 195.01 feet to the southwest corner of Lot 91 in Hill Valley Estates 2nd Section, the plat of which is recorded in the Marion County Recorder's office, Plat Book 31, page 393, thence west along the north line of Hill Valley Estates 6th Section, 4th Section, and 8th Section 2355.59 feet to the west line of said quarter section; thence north along said west line 194.89 feet to the point of beginning, containing 10.54 acres more or less.

TRACT 8

Part of the southeast quarter of the southwest quarter of Section 13, Township 14 north, Range 3 east, described as follows:

Beginning at the southeast corner of said quarter quarter section, running thence west along the south line thereof 656.04 feet; thence north parallel to the east line thereof 680.70 feet to the center of Stop 11 Road; thence southeasterly on a forward deflection angle to the right of 144 degrees 44 minutes a distance of 406.25 feet; thence deflecting to the left 15 degrees 53 minutes a distance of 541.20 feet to the point of beginning, containing in all 4.42 acres more or less, subject to all legal highways and/or rights of way.

CERTIFICATE OF TERRITORIAL
AUTHORITY NO. 62

The northwest quarter of the northwest quarter and part of the southwest quarter of Section 23, Township 14 North, range 3 East of the second principal meridian, described as follows:

Beginning at the northeast corner of the said northwest quarter of the northwest quarter section; thence south 88 degrees, 33 minutes, 30 seconds west on and along the north line of the said quarter quarter section 1348.25 feet to the northwest corner thereof; thence south 00 degrees, 32 minutes east on and along the west line of the northwest quarter and the southwest quarter of the said section 3152.75 feet; thence north 88 degrees, 30 minutes, 30 seconds east 571.35 feet; thence south 00 degrees, 18 minutes east 1084.22 feet; thence north 88 degrees, 18 minutes, 30 seconds east 2065.03 feet; thence north 00 degrees, 26 minutes, 30 seconds west 1560.15 feet to the north line of the said southwest quarter; thence south 88 degrees, 25 minutes, 30 seconds west on and along the said north line 1290.27 feet to the southeast corner of the northwest quarter of the northwest quarter of the said section; thence north on and along the east line of the said quarter quarter section 2670.95 feet to the place of beginning, containing 162.98 acres, more or less, subject to all legal rights of way and easements.

Part of the Southwest Quarter of Section 24, Township 14 North, Range 3 East, Marion County, Indiana, more particularly described as follows:

Beginning at the Northeast Quarter of said 1/4 Section; Running thence South along the East Line thereof 326.17 feet; thence West parallel to the North line of said 1/4 Section 1869.7 feet; thence North parallel to the East Line of said 1/4 Section 326.17 feet to the North Line thereof; thence East along said North Line 1869.7 feet to the point of beginning, containing in all 14 acres more or less. Subject to all legal highways and/or rights of way.

CERTIFICATE OF TERRITORIAL
AUTHORITY NO. 78-A

Lots 8 to 19, inclusive, in "Meridian Park," a subdivision in Marion County, the plat of which is recorded in Plat Book 30, page 93, in the office of the Recorder of Marion County, Indiana, and 1000 feet north on Meridian Street, State Highway 135, between the territorial authority granted by Certificates of Territorial Authority Nos. 40, 55 and 62 and the territorial authority described by this paragraph.

PROPOSAL NO. 653, 1992. The proposal appropriates $30,000 for the Marion County Public Defender Agency to technically amend its 1993 budget. Councillor Dowden asked for consent to postpone Proposal No. 653, 1992 until April 12, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 89, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 89, 1993 on February 25, 1993. The proposal authorizes approval of an amendment to an existing Interlocal Cooperation Agreement between Indianapolis and Beech Grove for treatment of Beech Grove sewage by Indianapolis. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 89, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Black, Boyd

Proposal No. 89, 1993 was retitled SPECIAL RESOLUTION NO. 14, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1993

A SPECIAL RESOLUTION ratifying and authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage by Indianapolis.

WHEREAS, by City-County Special Resolution No. 19, 1979 (Proposal No. 202, 1979) the City-County Council of the City of Indianapolis and Marion County, Indiana approved and ratified an agreement between the City of Indianapolis and the City of Beech Grove for treatment of Beech Grove sewage by Indianapolis; and

WHEREAS, the City of Beech Grove wishes to amend the existing agreement to extend its service area as defined in such agreement to include additional area outside the corporate limits of the City of Beech Grove and inside the Indianapolis Sanitary District, which, because of its location and topography cannot be serviced by the City of Indianapolis and can be serviced by the City of Beech Grove. Such area comprises approximately seven proposed lots in the development known as The Timbers, Section 5; and

WHEREAS, the Board of Public Works, by Resolution No. 3053-1992 dated December 21, 1992 approved this amendment; and

WHEREAS, the amendment is in the best interest of the City; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Amendment No. 3 to the Agreement Between the City of Indianapolis and the City of Beech Grove for Sewage Transportation and Treatment Services as attached hereto as Exhibit A is hereby ratified and approved.

SECTION 2. The Director of the Department of Public Works is authorized to execute said amendment on behalf of the City of Indianapolis, as authorized by the Board of Public Works by Resolution 3053-1992.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A
AMENDMENT NO. 3
TO THE
AGREEMENT
BETWEEN THE CITY OF INDIANAPOLIS
AND THE CITY OF BEECH GROVE
FOR SEWAGE TRANSPORTATION AND TREATMENT SERVICES

This Amendment No. 3 is entered into this _____ day of _____, 1993 between the CITY OF INDIANAPOLIS, INDIANA, duly acting through its Department of Public Works ("Department"), and the CITY OF BEECH GROVE, duly acting through its Department of Public Works and Board of Sanitation ("Community");

WHEREAS, there exists an Agreement between the City of Indianapolis and the City of Beech Grove for Sewage Transportation and Treatment Services dated April 23, 1979 and recorded as Instrument Number 79-80233 in the Office of the Marion County Recorder ("the Service Agreement");

WHEREAS, the Community wishes to extend its service area as defined in the Service Agreement and the Department wishes to agree to such expansion.

NOW, THEREFORE, the Department and the Community mutually agree as follows:

1. The service area defined in the Service Agreement shall be extended to include the area set forth in Exhibit A attached to this Amendment No. 2. The area depicted in Exhibit A consists of an area outside the corporate limits of the City of Beech Grove and inside the Indianapolis Sanitary District which is able to be served by the Community by virtue of Indiana Code 36-9-2-16, 17 and 18.

2. All other terms and conditions of the Service Agreement, as amended by Amendment No. 1 dated April 16, 1984 and recorded as Instrument No. 87-44727 in the office of the Marion County Recorder, and Amendment No. 2 dated October 12, 1992 and recorded as Instrument No. 92-154213 shall remain the same.

The undersigned certify that they are duly authorized and empowered to execute this Agreement and bind the governmental unit on whose behalf they sign.

CITY OF INDIANAPOLIS, INDIANA
Department of Public Works

By: _____
Barry S. Baer, Director

_____
Printed

As authorized by the Board of
Public Works by Resolution
No._____ dated _____

As authorized by the City-
County Council by Resolution
No. _____ dated _____

CITY OF BEECH GROVE, INDIANA
Department of Public Works

By:_____
Phil Gurganas, Director

As authorized by the Board of
Sanitation

_____
Signature

_____
Printed

_____
Signature

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Printed

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Signature

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Printed

As authorized by the City
Council of Beech Grove

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Printed

Attest:

_____
Lisa Hansen, Secretary
Board of Public Works

Approved:

_____
James H. Steele, Jr.
Controller

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for the State of Indiana, personally appeared Barry S. Baer, Director of the Department of Public Works, Indianapolis, Indiana, and who acknowledged the execution of the foregoing Amendment, for and on behalf of the said entity.

Witness my hand and Notarial Seal this _____ day of _____, 199__.

My Commission expires:

_____

_____
Signature

_____
Printed

County of Residence:

_____

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for the State of Indiana, personally appeared _____, City Council of Beech Grove, Indiana, and who acknowledged the execution of the foregoing Amendment, for and on behalf of the said entity.

Witness my hand and Notarial Seal this _____ day of _____, 199__.

My Commission expires:

_____

_____
Signature

_____
Printed

County of Residence:

_____

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for the State of Indiana, personally appeared Phil Gurganas, Director of the Department of Public Works, Beech Grove, Indiana, and who acknowledged the execution of the foregoing Amendment, for and on behalf of the said entity.

Witness my hand and Notarial Seal this _____ day of _____, 199__.

My Commission expires:

_____

Signature

_____

County of Residence:

_____

Printed

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for the State of Indiana, personally appeared _____, Board of Sanitation, and who acknowledged the execution of the foregoing Amendment, for and on behalf of the said entity.

Witness my hand and Notarial Seal this _____ day of _____, 199__.

My Commission expires:

_____

Signature

_____

County of Residence:

_____

Printed

This instrument prepared by M. Sue Michael, Assistant Corporation Counsel, 200 E. Washington Street, Suite 1601, Indianapolis, Indiana 46204.

The area to be served by Beech Grove pursuant to Amendment No. 3 is as follows:

Part of the Northwest Quarter of Section 33, Township 15 North, Range 4 East in Marion County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of the said Northwest Quarter Section; thence South 00 degrees 12 minutes 12 seconds East along the West line of the said Quarter Section 929.01 feet to a point in Lick Creek (as located April 1978) said point lies North 00 degrees 12 minutes 12 seconds West 325.01 feet from a point on the said West line which lies North 89 degrees 47 minutes 48 seconds East 0.30 feet from the Northeast corner of an existing concrete monument, said monument assumed to be that monument as depicted on the site plans of the Timbers I, recorded March 26, 1974 as Instrument #74-16967 and the amended site plan recorded August 13, 1975 as Instrument #75-43359 in the Office of the Recorder of Marion County, Indiana; thence South 72 degrees 24 minutes 17 seconds East 89.63 feet to a concrete monument set at a point which lies North 15 degrees 47 minutes 48 seconds East 309.61 feet from the said point on the West line of the said Northwest Quarter Section which lies North 89 degrees 47 minutes 48 seconds East 0.30 feet from the Northeast corner of said concrete monument said point being the Northwesterly corner of the said Timbers I as depicted on said site plans; thence North 72 degrees 17 minutes 17 seconds East along the Northerly line of the said Timbers I 402.67 feet to a concrete monument set at the Northwesterly corner of the Timbers II as depicted on the site plan, recorded August 30, 1974 as Instrument #74-55300 and the amended site plan recorded August 13, 1975 as Instrument #75-43360 in the said Recorder's Office and shown therein to be contiguous with the said Timbers I (the next two courses are along the Northerly line of the said Timbers II as depicted on said site plans); thence North 46 degrees 26 minutes 06 seconds East 372.14 feet to a concrete monument set; thence South 48 degrees

00 minutes 48 seconds East 266.00 feet to a concrete monument set at the Northwesterly corner of the Timbers III as depicted on the site plan, recorded August 15, 1975 as Instrument #75-43967 and the amended site plan, recorded April 21, 1977 as Instrument #77-21075 in the said Recorder's Office and shown therein to be contiguous with the said Timbers II; thence North 88 degrees 00 minutes 00 seconds East along the Northerly line of the said Timbers III, 195.00 feet to a concrete monument set at the Northeasterly corner thereof; thence North 78 degrees 00 minutes 00 seconds East 70.00 feet to a concrete monument set; thence South 72 degrees 00 minutes 00 seconds East 235.00 feet to a point in existing Beech Creek; thence South 27 degrees 53 minutes 37 seconds East 303.46 feet to a concrete monument set; thence South 23 degrees 00 minutes 00 seconds West 135.00 feet to a concrete monument set at the Place of Beginning; thence South 40 degrees 00 minutes 00 seconds East 175.88 feet to a concrete monument set; thence South 67 degrees 34 minutes 50 seconds East 230.86 feet to a iron rod set; thence South 22 degrees 25 minutes 10 seconds West 242.33 feet to a concrete monument set at an angle point on the Northerly line of right of way for I-465 (as located April 1978) per right of way grant to the State of Indiana, recorded August 11, 1961 in Volume 1876, page 67 and re-recorded April 26, 1963 in Volume 1990 page 486 in the said Recorder's Office, said angle point being depicted at 100 feet left of centerline ZZ at station 518 + 50 per plans on file in the Office of the State Highway Department of Indiana; thence North 87 degrees 44 minutes 10 seconds West along the said right of way line 410.27 feet to a concrete monument set on the East line of the Southwest Quarter of the said Northwest Quarter Section; thence North 00 degrees 10 minutes 09 seconds West along the East line of the said Quarter Quarter Section 335.29 feet to a point which bears North 88 degrees 39 minutes 12 seconds East from a point on the West line of the said Quarter Section, which point on the said West line lies South 00 degrees 12 minutes 12 seconds East 71.44 feet from a point on the said West line which lies North 89 degrees 47 minutes 48 seconds East 0.30 feet from the aforesaid Northeast corner of an existing concrete monument said point (on said East line) lies South 00 degrees 10 minutes 09 seconds East 0.72 feet from a concrete monument set at the Northeast corner of the said Quarter Quarter Section which Northeast corner of said Quarter Quarter Section (as set by split) bears North 88 degrees 23 minutes 54 seconds East 1334.65 feet from a concrete monument set, at the Northwest corner of the said Quarter Quarter Section, which Northwest corner of said Quarter Quarter Section (as set by split) bears South 00 degrees 12 minutes 12 seconds East 1330.86 feet from the Northwest corner of the said Quarter Section; thence North 88 degrees 39 minutes 12 seconds East along said line which bears North 88 degrees 39 minutes 12 seconds East from said point on the said West line 137.87 feet to a point which bears South 23 degrees 00 minutes 00 seconds West from the place of beginning; thence North 23 degrees 00 minutes 00 seconds East 100.00 feet to the place of beginning, containing 3.457 acres, more or less, EXCEPT Blocks 1 and 2 and Blocks A, B and C as shown on the Conditional Final Plat for the Timbers Section Five.

A quorum being present, the President called the Solid Waste Collection Special Service District Council to order at 8:40 p.m. Consent was given for the Solid Waste Collection Special Service District Council to meet jointly with the City-County Council to consider Proposal Nos. 102 and 103, 1993 jointly.

PROPOSAL NOS. 102 and 103, 1993. PROPOSAL NO. 102, 1993. The proposal amends S.W.C.S.S.D.F.O. No. 1, 1992 (Solid Waste Collection Special Service District Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993. PROPOSAL NO. 103, 1993. The proposal amends F.O. No. 57, 1992 (City-County Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal Nos. 102 and 103, 1993 on March 10, 1993. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Rhodes moved, seconded by Councillor O'Dell, for adoption. Proposal No. 102 and 103, 1993 were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Ruhmkorff

Proposal No. 102, 1993 was retitled SPECIAL COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1993 and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1993

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending S.W.C.S.S.D.F.O. NO. 1, 1992 establishing salary increases for bargaining unit employees for calendar year 1993.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY:

SECTION 1. Section 2 of Fiscal Ordinance No. 1, 1992 is hereby amended by adding the language underlined as follows:

SECTION 2. The salaries, wages and compensation of the various officers and employees of the Solid Waste Collection Special Service District for the ensuing year as are hereby fixed and approved for all classified personnel of the Solid Waste Collection Special Service District by the Solid Waste Collection Special Service District Council in accordance with the following schedule:

ANNUAL SALARY RANGES
CITY OF INDIANAPOLIS

Range	Minimum	Top of 1st Quartile	Midpoint	Top of 3rd Quartile	Maximum
1	8,840	10,431	12,301	14,171	16,040
2	9,235	11,270	13,291	15,312	17,333
3	9,571	12,288	14,490	16,694	18,898
4	10,432	13,394	15,795	18,197	20,256
5	11,371	14,598	17,215	19,834	22,450
6	12,394	15,914	18,768	21,621	24,474
7	13,633	17,504	20,642	23,782	26,918
8	14,997	19,253	22,705	26,157	29,610
9	16,408	21,109	24,931	28,751	32,572
10	18,146	23,297	27,474	31,651	35,825
11	19,959	25,626	30,222	34,817	39,412
12	22,156	28,446	33,546	38,646	43,747
13	24,592	31,575	37,238	42,898	48,560
14	27,298	35,047	41,331	47,614	53,899
15	30,301	38,903	45,876	52,851	59,828
16	33,635	43,184	50,926	58,670	66,411
17	37,669	48,364	57,036	65,709	74,378
18	41,153	52,910	62,456	72,003	81,551

Hourly employees in the bargaining unit shall be paid in accordance with the terms of the Master Agreement as approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Solid Waste Collection Special Service District, and the respective amounts herein specified for personal services are hereby appropriated therefor. Provided, however, that no person, official or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance or any ordinance hereafter adopted shall have any vested right to receive such amount, or any minimum amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 103, 1993 was retitled FISCAL ORDINANCE NO. 16, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1993

A FISCAL ORDINANCE amending F.O. No. 57, 1992 establishing salary increases for bargaining unit employees for calendar year 1993.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. Fiscal Ordinance No. 57, 1992 is hereby amended by adding the language underlined as follows:

Sec. 5.02(f) Hourly employees in the bargaining unit shall be paid in accordance with the Master Agreement approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for said employees.

Section 2. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

The President then recessed the Solid Waste Collection Special Service District Council and reconvened the City-County Council.

PROPOSAL NO. 104, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 104, 1993 on March 10, 1993. The proposal amends the Code concerning sick leave pay out for certain laid-off employees. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 104, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
1 NAY: Black
1 NOT VOTING: Williams

Proposal No. 104, 1993, as amended, was retitled GENERAL ORDINANCE NO. 15, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 15, 1993

A GENERAL ORDINANCE amending Sec. 23-27 of the Code of Indianapolis and Marion County:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 23-27 of the Code of Indianapolis and Marion County is hereby amended by inserting the words underlined and deleting the words stricken as follows:

Sec. 23-27. Sick leave.

(a) Accrual schedule for Unigov departments and appropriate county township assessors' offices.

(1) Full-time employees shall accrue sick leave at the rate of six (6) hours per month, seventy-two (72) hours per year. Part-time employees, at the discretion of the appropriate official, shall accrue sick leave on a pro rata basis (based on the percentage of the normal week which the employee works). Temporary/seasonal or part-time/temporary employees shall not accrue sick leave.

(2) Those employees who are starting to work on or before the fifteenth day of the month shall have their accounts credited with six (6) hours of sick time on the first day of the month following the month in which they were hired.

(3) Those employees who are starting to work after the fifteenth day of the month shall have their accounts credited with six (6) hours of sick time on the first day of the second month after they were hired.

~~(4) An employee must work one (1) month before any time can be credited to his/her account.~~

(~~5~~4) Sick leave can only accrue if the employee works, is on paid leave of absence, or is receiving work~~men's~~er's compensation (or any combination of the three) for more than half of the month. However, accrual of sick leave shall end when the employee, receiving work~~men's~~er's compensation, has received a permanent disability rating, or when the employee has been on work~~men's~~ers compensation for a period of twelve (12) months from the date of injury, whichever comes first.

(b) Accrual schedule for appropriate county and township assessor's offices.

(1) Full-time employees shall accrue sick leave at the rate of five and sixty-three-hundredths (5.63) hours per month, sixty-seven and five-tenths (67.5) hours per year. Part-time employees, at the discretion of the appropriate official, may accrue sick leave on a pro rata basis (based on the percentage of the normal week the employee works). Temporary/seasonal or part-time/temporary employees shall not accrue sick leave.

(2) Those employees who are starting to work on or before the fifteenth day of the month shall have their accounts credited with five and sixty-three-hundredths (5.63) hours of sick time on the first day of the month following the month in which they were hired.

(3) Those employees who are starting to work after the fifteenth day of the month shall have their accounts credited with five and sixty-three-hundredths (5.63) hours of sick time on the first day of the second month after they were hired.

~~(4) An employee must work one (1) month before any time can be credited to his/her account.~~

(~~5~~4) Sick leave can only accrue if the employee works, is on a paid leave of absence or is receiving work~~men's~~er's compensation for more than half of the month.

(c) Unearned leave. Sick leave cannot be used prior to accrual.

(d) Justification. The burden of proof rests with the employee to convince his supervisor that sick leave is justifiable. The supervisor may require a medical certificate or other evidence of illness. Sick leave is only to be used for a personal doctor's appointment or personal illness. In addition, the appropriate official has the right to request that an employee be examined by a physician and/or medical facility of his or her choice, prior to allowing an employee to return to work, either for a job-related injury or sick leave. The appropriate official will pay the cost of this examination.

(e) Malingering. In case of malingering, the supervisor may designate such leave as vacation leave or leave without pay or as grounds for dismissal.

(f) Conversion. Any employee accruing eighteen (18) days of sick leave subsequent to July 1, 1973, shall be eligible to accrue excess accumulated sick leave. The employee may convert such excess accumulated sick leave to vacation leave at a rate of one (1) vacation day for two (2) days of excess accumulated sick leave. If such employee wishes to make such an election, he/she must file a written request with the appropriate official by December 1st or June 1st of each year. Such leave, which is converted to vacation leave, shall be deducted from the sick leave accumulation of such employee and credited to the employee's vacation account on January 1st or July 1st. Accrued sick leave of an employee must be verified by either the director of administration or his/her designee for city employees, or the appropriate official for county or township assessors' employees. Once conversion is elected, the time converted from sick leave to vacation leave cannot be converted back, and is then subject to the maximum eighty-hour carryover provision.

(g) Separation from employment:

(1) Upon separation from employment by reason of death, permanent disability as defined by the Social Security Act, or retirement under circumstances such that the employee would be eligible for retirement benefits under Social Security or any other plan in effect by the employer, any employee

with more than one (1) year of employment from the last date of hire will be entitled to compensation for accrued accumulated sick leave at one-half his or her regular daily rate or compensation.

(2) An employee who is laid off due to reduction in force will be entitled to compensation for accrued, accumulated sick leave at one-half his/her regular daily rate of compensation up to a maximum of eighteen (18) days of compensation if the employee has more than one (1) year of employment from the last date of hire and relinquishes any and all recall rights whether established by contract or by policy,within ten (10 days of being laid off.

(h) Charging sick leave. Sick leave may only be taken for a minimum of one hour.

(i) Disability leave. Once temporary disability leave commences, all vacation leave, sick leave or other paid time shall be exhausted.

SECTION 2. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 105, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 105, 1993 on March 10, 1993. The proposal, sponsored by Councillor Gilmer, authorizes the lease of office space for the Pike Township Assessor. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Gilmer, for adoption. Proposal No. 105, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
2 NOT VOTING: Rhodes, Williams

Councillor Rhodes abstained from voting due to a conflict of interest.

Proposal No. 105, 1993, as amended, was retitled SPECIAL RESOLUTION NO. 15, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 15, 1993

A SPECIAL RESOLUTION authorizing the lease of office space for the Pike Township Assessor.

WHEREAS, the Pike Township Assessor desires to lease office space in Pike Township from the Pike Township Trustee commencing January 1, 1994 within an office building to be built at the northeast corner of the intersection of 56th Street and Lafayette Road; and

WHEREAS, fifty owners of taxable real estate have submitted a petition requesting the lease of office space for the use of the Pike Township Assessor; and

WHEREAS, the Pike Township Assessor is required by law to have an office in her township, but does not presently have an office in the township she serves; and

WHEREAS, the City-County Council has investigated the conditions requiring the need for office space, all pursuant to IC 36-1-10-7,

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to IC 36-1-10-7, the City-County Council hereby determines that the following office space is needed by the Pike Township Assessor, to-wit: 5,000 square feet, more or less, of office space within an office building to be built at the northeast corner of the intersection of 56th Street and Lafayette Road, which building will be owned by the Pike Township Trustee.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 107, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 107, 1993 on March 10, 1993. The proposal, sponsored by Councillor Borst, transfers and appropriates $149,393 for the County Coroner to cover salary and supply expenses associated with performing pathology services in-house. By a 4-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Borst, for adoption. Proposal No. 107, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Curry, Dowden, Giffin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
1 NAY: Black
4 NOT VOTING: Coughenour, Franklin, Gilmer, Williams

Proposal No. 107, 1993 was retitled FISCAL ORDINANCE NO. 17, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Hundred Forty-nine Thousand Three Hundred Ninety-three Dollars ($149,393) in the County General Fund for purposes of the County Coroner and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Sections 1.02 (g) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Coroner to move funds to pay for salaries and supplies associated with new in-house pathology services.

SECTION 2. The sum of One Hundred Forty-nine Thousand Three Hundred Ninety-three Dollars ($149,393) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY CORONER	COUNTY GENERAL FUND
1. Personal Services	$96,698
2. Supplies	30,000

COUNTY AUDITOR	
1. Personal Services (fringes)	22,695
TOTAL INCREASE	$149,393

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY CORONER	COUNTY GENERAL FUND
3. Other Services and Charges	$149,393
TOTAL REDUCTION	$149,393

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 110, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 110, 1993 on March 3, 1993. The proposal amends the Code to allow Monument Circle to be included in parade routes for certain events. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor West, for adoption.

The President asked if the grandstands that will be set up on the Circle will effect the pedestrian traffic which in turn would have an impact on local business. Jeff Elrod, President of Jack Elrod Company, said that his company installs all the bleachers for the parade. There will be a minimum of seven feet behind all the grandstands on the Circle and the Circle will be the last area where the stands would be installed.

Councillor Gilmer asked what the steel stands would do to the brick. Mr. Elrod responded that plywood pads will be put underneath each grandstand and the load that will be on the brick is one-third of what the brick experiences with the weight of a car.

Councillor West said that the Indianapolis Symphony President Robert Jones stated that the bleachers on the Circle might pose obstacles for school buses bringing students to the Circle Theatre the week of the race. Elizabeth Kraft, executive director of 500 Festival Associates, said that the Festival Association will meet with the Indianapolis Symphony to work out a solution.

Proposal No. 110, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 110, 1993 was retitled GENERAL ORDINANCE NO. 16, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 16, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by adding a provision modifying the parade route for parades able to provide a split TV feed for international distribution.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 43 of Chapter 21 of the Code of Indianapolis and Marion County is hereby amended by adding subsection (c) as follows:

Sec. 21-43 Designated Parade Route.

(a) Except where the applicant for a parade permit demonstrates to the satisfaction of the director that there are factors requiring an exception, all parades for which a permit is required shall confine themselves to and follow this designated route: South on Pennsylvania Street from Saint Clair Street to Ohio Street; west on Ohio Street from Pennsylvania Street to Meridian Street; and north on Meridian Street from Ohio Street to Saint Clair Street.

(b) Except where the director determines that special circumstances make it unnecessary, traffic shall be excluded (during the time reserved for a parade) from the streets and alleys located within the area encompassed by Illinois Street on the west, Market Street and Monument Circle on the south, Delaware Street on the east, and Twelfth Street on the north. Provided, that traffic shall not be excluded from Illinois Street, Market Street, Monument Circle, Delaware Street, Twelfth Street, Eleventh Street or Interstate 65.

(c) Other provisions of this chapter notwithstanding, the director may issue a permit and designate a parade route which includes Monument Circle for parades that have the ability to offer and deliver a split television feed for international distribution.

SECTION 2. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 115, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 115, 1993 on March 2, 1993. The proposal, sponsored by Councillors Curry, Beadling, Coughenour, Franklin, Giffin, Gilmer, Ruhmkorff, Schneider and Smith, amends the Code by establishing oversight review processes for the 1993-1995 Capital Improvement Program. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Schneider, for adoption. Proposal No. 115, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Short

Proposal No. 115, 1993 was retitled GENERAL ORDINANCE NO. 17, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE 17, 1993

A GENERAL ORDINANCE establishing oversight review processes for the 1993-1995 Capital Improvement Program.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County, be and is hereby amended by adding a new Article in Chapter 191 to read as follows:

CHAPTER 191. AUDITING

ARTICLE III. CIP OVERSIGHT REVIEW

Sec. 191-301. Pursuant to IC 36-3-4-24(b)(1), the City-County Council hereby establishes the following procedures for oversight reviews of 1993-1995 Capital Improvement Program projects.

Sec. 191-302. Definitions:

(1) *CIP Project* means any of the projects financed as part of the 1993-1995 Capital Improvement Program.

(2) *Bond Bank* means the Indianapolis Loan Public Improvement Bond Bank established pursuant to IC 5-1.4-2.1.

(3) *Deliverable* means a good or service for which the City has contracted to receive and which is directly related to a CIP Project.

Sec. 191-303. The Bond Bank shall be responsible for conducting, or having conducted, oversight reviews of CIP projects. Expenses incurred for such reviews will be recognized expenses to be paid from the funding source for each CIP project.

Sec. 191-304. The scope of work for the Indianapolis Bond Bank shall include, as a minimum:

(1) Verify that procurement procedures within and between departments clearly cite all deliverables in observable and measurable terms.

(2) Verify that procedures to manage and approve change orders include impact on deliverables as to kind, cost and timing.

(3) Verify that procedures cause prompt record entries for deliverables recognizing commonly accepted accounting and engineering practices.

(4) Monitor and report on compliance to these procedures and other business practices as required by law or administrative order.

Sec. 191-305. Preliminary findings suggesting non-compliance shall immediately and simultaneously be reported to the Mayor and President of the Council.

Sec. 191-306. In the event of a non-compliance report, the Committee on Rules and Public Policy may request the director of the department managing the project for which a non-compliance finding has been issued, to appear before the committee to address the non-compliance finding. The director shall identify the actions to be taken to rectify any non-compliance finding. The committee shall give the director at least thirty (30) days to address any non-compliance issue and to report back to the committee on the actions taken to resolve the matter.

Sec. 191-307. Final oversight review shall be distributed to all Councillors and to the Mayor and the director of the department managing the respective project. Final oversight review shall be referred by the President of the Council to the appropriate standing committee.

SECTION 2. This ordinance shall take effect upon adoption and shall expire upon receipt of the last oversight review of CIP projects.

PROPOSAL NO. 90, 116, 117, 118, 119, 120, 121 and 122, 1993. Councillor Gilmer asked for consent to vote on these eight transportation proposals together. Consent was given. PROPOSAL NO. 90, 1993. The proposal amends the Code by authorizing a four-way stop at Bosart Avenue and Nowland Avenue (District 15). PROPOSAL NO. 116, 1993. The proposal amends the Code by authorizing stop signs at various intersections in the Big Run subdivision (District 23). PROPOSAL NO. 117, 1993. The proposal amends the Code by authorizing stop signs at various locations in The Islands subdivision (District 1). PROPOSAL NO. 118, 1993. The proposal amends the Code by authorizing stop signs at Rahke Road and South Creek Drive North, and at Webb Street and LeGrande Avenue (Districts 20, 25). PROPOSAL NO. 119, 1993. The proposal amends the Code by changing the intersection controls at Central Avenue and 82nd Street and at Central Avenue and 84th Street from a two-way stop to a multi-way stop (District 2). PROPOSAL NO. 120, 1993. The proposal amends the Code by authorizing multi-way stops at Admirals Point Drive and

Old Stone Drive, and at Admirals Bay Drive and Old Stone Drive (District 5). PROPOSAL NO. 121, 1993. The proposal amends the Code by authorizing a multi-way stop at Cross Key Drive and Middleton Court and Bridger Court (District 1). PROPOSAL NO. 122, 1993. The proposal amends the Code by authorizing a multi-way stop at Dapple Trace and 58th Street (District 9). Councillor Gilmer reported that the Transportation Committee heard these proposals on February 24, 1993. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 90, 116, 117, 118, 119, 120, 121 and 122, 1993 were adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
1 NOT VOTING: Gray

Proposal No. 90, 1993 was retitled GENERAL ORDINANCE NO. 18, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 18, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26, Pg. 4	Bosart Ave. & Nowland Ave.	Bosart Ave.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26, Pg. 4	Bosart Ave. & Nowland Ave.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 116, 1993 was retitled GENERAL ORDINANCE NO. 19, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 19, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
41 Pg. 1	Arrowhead Tr & Palomino Tr	Palomino Tr	Stop
41 Pg. 1	Palomino Tr & Raindance Tr	Palomino Tr	Stop
41 Pg. 2	Palomino Tr & Thompson Rd	Thompson Rd	Stop
41 Pg. 2	Raindance Tr & Sundance Tr	Sundance Tr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 117, 1993 was retitled GENERAL ORDINANCE NO. 20, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
15, Pg. 1	Aqueous Le. & Oceanline Dr.	Oceanline Dr.	Stop
15, Pg. 2	Dandy Trail & Oceanline Dr.	Dandy Trail	Stop
15, Pg. 3	Eddy Ct. & Oceanline Dr.	Oceanline Dr.	Stop
15, Pg. 3	Island Dr. & Oceanline Dr.	Oceanline Dr.	Stop
15, Pg. 3	Island Way & Oceanline Dr.	Oceanline Dr.	Stop
15, Pg. 4	Maritime Dr. & Oceanline Dr.	Oceanline Dr.	Stop
15, Pg. 4	Oceanline Dr. (NB/ SB) & Oceanline Dr. (EB)	Oceanline Dr. (EB)	Stop
15, Pg. 4	Oceanline Dr. & Seaway Dr.	Oceanline Dr.	Stop
15, Pg. 4	Oceanline Dr. & Waterfront Dr.	Oceanline Dr.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 118, 1993 was retitled GENERAL ORDINANCE NO. 21, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
32 Pg. 13	LeGrande Av. & Webb St.		None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
32 Pg. 13	LeGrande Av. & Webb St.	LeGrande Av.	Stop
46 Pg. 7	Rahke Rd & South Creek Dr. N.	Rahke Rd	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 119, 1993 was retitled GENERAL ORDINANCE NO. 22, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 22, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 1	Central Av. & 82nd St.	Central Av.	Stop
4, Pg. 1	Central Av. & 84th St.	Central Av.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 1	Central Av. & 82nd St.	None	All Way Stop

4, Pg. I	Central Av. & 84th St.	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 120, 1993 was retitled GENERAL ORDINANCE NO. 23, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 23, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
50, Pg. I	Admirals Bay Dr & Old Stone Dr	Old Stone Dr	Stop
7, Pg. I	Admirals Pointe Dr & Old Stone Dr	Admirals Pointe Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
50, Pg. I	Admirals Bay Dr & Old Stone Dr	None	All Way Stop
7, Pg. I	Admirals Pointe Dr & Old Stone Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 121, 1993 was retitled GENERAL ORDINANCE NO. 24, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9 Pg. I	Cross Key Dr & Middleton Court & Bridger Court	Cross Key Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9 Pg. I	Cross Key Dr & Middleton Court & Bridger Court	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 122, 1993 was retitled GENERAL ORDINANCE NO. 25, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9, Pg. 1	Dapple Trace & 58th St	Dapple Trace	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9, Pg. 1	Dapple Trace & 58th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 123, 124, 125, 126, 127, 128, 129 and 130, 1993. Councillor Gilmer asked for consent to vote on these eight transportation proposals together. Consent was given. PROPOSAL NO. 123, 1993. The proposal amends the Code by changing the intersection controls at Illinois Street and 32nd Street from a traffic signal to stop signs (District 9). PROPOSAL NO. 124, 1993. The proposal amends the Code by changing the parking restrictions on a segment of Brookside Avenue (District 22). PROPOSAL NO. 125, 1993. The proposal amends the Code by changing the parking restrictions on College Avenue between 27th Street and Fall Creek Parkway, North Drive (District 22). PROPOSAL NO. 126, 1993. The proposal amends the Code by deleting the parking restrictions on Dr. Martin Luther King Jr. Street on the west side from 10th Street to 11th Street (Districts 9, 16). PROPOSAL NO. 127, 1993. The proposal amends the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Michigan Street and Gray Street (District 15). PROPOSAL NO. 128, 1993. The proposal amends the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Crestview Avenue and 54th Street (Districts 6, 7). PROPOSAL NO. 129, 1993. The proposal amends the Code by authorizing a bus stop zone at 1635 West Michigan Street in front of the Goodwill Industries (District 17). PROPOSAL NO. 130, 1993. The proposal amends the Code by authorizing a bus stop zone on a segment of Michigan Street in the vicinity of University Blvd. (District 16). Councillor Gilmer reported that the Transportation Committee heard these proposals on February 24, 1993. By

unanimous vote, the Committee reported Proposal Nos. 123, 125, 126, 127, 128, 129 and 130, 1993 to the Council with the recommendation that they do pass. By a 7-0 vote, the Committee reported Proposal No. 124, 1993 to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Moriarty, for adoption. Proposal Nos. 123, 124, 125, 126, 127, 128, 129 and 130, 1993 were adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:
5 NOT VOTING: Black, Brents, Gray, O'Dell, Smith

Proposal No. 123, 1993 was retitled GENERAL ORDINANCE NO. 26, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 26, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
18, Pg. 9	Illinois St & 32nd St	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
18, Pg. 9	Illinois St & 32nd St	Illinois St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 124, 1993, as amended, was retitled GENERAL ORDINANCE NO. 27, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 27, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets; Section 29-272 Parking time restricted on designated days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Brookside Avenue, on the westside,
from 10th Street to 11th Street

Brookside Avenue, on the southside,
from 11th Street to Arsenal Avenue

Brookside Avenue, on the southside,
from Newman Street to Commerce Avenue

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Brookside Avenue, on both sides,
from 10th Street to a point 200 feet north of 10th Street

Brookside Avenue, on the southeast side,
from a point 200 feet north of 10th Street to Newman Street

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the deletion of the following, to wit:

NINETY MINUTES
ON ANY DAY EXCEPT SUNDAY
From 9:00 a.m. to 6:00 p.m.

Brookside Avenue, on the northwest side,
from 10th Street to Newman Street

SECTION 4. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Brookside Avenue, on the northside,
from 11th Street to 12th Street

Brookside Avenue, on the southside,
from 10th Street to Commerce Avenue

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 125, 1993 was retitled GENERAL ORDINANCE NO. 28, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 28, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

College Avenue, on the east side, from
Twenty-seventh Street to Fall Creek Parkway, North Drive

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

College Avenue, on the east side, from
Twenty-eighth Street to Fall Creek Parkway, North Drive

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 126, 1993 was retitled GENERAL ORDINANCE NO. 29, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 29, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Dr. Martin Luther King Jr. Street,
on the westside, from
Tenth Street to Eleventh Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 127, 1993 was retitled GENERAL ORDINANCE NO. 30, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Michigan Street, on the southside,
from Gray Street to a point 60 feet east of Gray Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 128, 1993 was retitled GENERAL ORDINANCE NO. 31, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

54th Street, on both sides,
from a point 50 feet west of Crestview Avenue
to a point 50 feet east of Crestview Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 129, 1993 was retitled GENERAL ORDINANCE NO. 32, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-332, Bus stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-332, Bus stop zones, be, and the same is hereby amended by the addition of the following, to wit:

Michigan Street, on the southside,
from a point 20 feet west of Cable Street
to a point 140 feet west of Cable Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 130, 1993 was retitled GENERAL ORDINANCE NO. 33, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-332, Bus stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-332, Bus stop zones, be, and the same is hereby amended by the addition of the following, to wit:

Michigan Street, on the north side, from a point
248 feet east of University Boulevard
to a point 388 feet east of University Boulevard (140 feet)

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OLD BUSINESS

Councillor Williams said that eight months ago she introduced a proposal concerning weapons and security in the City-County Building. She asked when she could expect the Public Safety and Criminal Justice Committee to hear this proposal. The President said that he is expecting to have a meeting with the judges and any Councillors who are interested in this problem within the next couple of weeks.

NEW BUSINESS

Councillor Beadling said that she would like to thank Meals on Wheels for the food basket that each Councillor received. The President said that he believes this is a great organization.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:25 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 15th day of March, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, APRIL 12, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:00 p.m. on Monday, April 12, 1993, with Councillor SerVaas presiding.

Councillor Black led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Hinkle introduced his wife Barbara. Councillor Jimison acknowledged the presence of Gerry Jones, Michelle Ford and Kathy Bants, students from Indiana University Purdue University at Indianapolis (IUPUI). Councillor Hinkle recognized Mr. and Mrs. Chastain, two supporters of the Ben Davis athletic teams.

OFFICIAL COMMUNICATIONS

The President introduced Ramon Humke, Chairman of the Board of Indianapolis Downtown, Inc. (IDI). Mr. Humke along with Tamara Zahn, President of IDI, gave a report of their organization.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 12, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

March 16, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 1, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 148, 149, 150, 152, 153, 154, 157, 158, 159 and 160, 1993, to be held on Monday, April 12, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

March 31, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 8, 1993, a copy of LEGAL NOTICE on General Ordinance No. 13, 1993 and Special Resolution No. 16, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 10, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional $46,930 in the County General Fund for purposes of the Information Services Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 16, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) by establishing salary increases for bargaining unit employees for calendar year 1993.

SPECIAL RESOLUTION NO. 11, 1993, recognizing John P. Willen, P.E.

SPECIAL RESOLUTION NO. 12, 1993, remembering Judge John W. Transberg.

SPECIAL RESOLUTION NO. 13, 1993, an inducement resolution for American Health Care-Castleton, Inc. in an amount not to exceed $2,500,000 for the acquisition of a one-story nursing home facility.

SPECIAL RESOLUTION NO. 14, 1993, approving an amendment to an existing Interlocal Corporation Agreement between Indianapolis and Beech Grove for treatment of Beech Grove sewage by Indianapolis.

SPECIAL RESOLUTION NO. 15, 1993, authorizing the lease of office space for the Pike Township Assessor.

SPECIAL RESOLUTION NO. 16, 1993, approving annexation into the Indianapolis Sanitary District an area in Perry Township previously served by Southside Utilities, Inc.

GENERAL ORDINANCE NO. 13, 1993, amending the Code by establishing a supplemental repair charge in addition to the regular sewer user charge for the area in Perry Township previously served by Southside Utilities, Inc.

GENERAL ORDINANCE NO. 15, 1993, amending the Code concerning sick leave pay out for certain laid-off employees.

GENERAL ORDINANCE NO. 16, 1993, amending the Code to allow Monument Circle to be included in parade routes for certain events.

GENERAL ORDINANCE NO. 17, 1993, amending the Code by establishing oversight review processes for the 1993-95 Capital Improvement Program.

GENERAL ORDINANCE NO. 18, 1993, amending the Code by authorizing a four-way stop at Bosart Avenue and Nowland Avenue (District 15).

GENERAL ORDINANCE NO. 19, 1993, amending the Code by authorizing stop signs at various intersections in the Big Run subdivision (District 23).

GENERAL ORDINANCE NO. 20, 1993, amending the Code by authorizing stop signs at various locations in The Islands subdivision (District 1).

GENERAL ORDINANCE NO. 21, 1993, amending the Code by authorizing stop signs at Rahke Road and South Creek Drive North, and at Webb Street and LeGrande Avenue (Districts 20, 25).

GENERAL ORDINANCE NO. 22, 1993, amending the Code by changing the intersection controls at Central Avenue and 82nd Street and at Central Avenue and 84th Street from a two-way stop to a multi-way stop (District 2).

GENERAL ORDINANCE NO. 23, 1993, amending the Code by authorizing multi-way stops at Admirals Point Drive and Old Stone Drive, and at Admirals Bay Drive and Old Stone Drive (District 5).

GENERAL ORDINANCE NO. 24, 1993, amending the Code by authorizing a multi-way stop at Cross Key Drive and Middleton Court and Bridger Court (District 1).

GENERAL ORDINANCE NO. 25, 1993, amending the Code by authorizing a multi-way stop at Dapple Trace and 58th Street (District 9).

GENERAL ORDINANCE NO. 26, 1993, amending the Code by changing the intersection controls at Illinois Street and 32nd Street from a traffic signal to stop signs (District 9).

GENERAL ORDINANCE NO. 27, 1993, amending the Code by changing the parking restrictions on a segment of Brookside Avenue (District 22).

GENERAL ORDINANCE NO. 28, 1993, amending the Code by changing the parking restrictions on College Avenue between 27th Street and Fall Creek Parkway, North Drive (District 22).

GENERAL ORDINANCE NO. 29, 1993, amending the Code by deleting the parking restrictions on Dr. Martin Luther King Jr. Street on the west side from 10th Street to 11th Street (Districts 9, 16).

GENERAL ORDINANCE NO. 30, 1993, amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Michigan Street and Gray Street (District 15).

GENERAL ORDINANCE NO. 31, 1993, amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Crestview Avenue and 54th Street (Districts 6, 7).

GENERAL ORDINANCE NO. 32, 1993, amending the Code by authorizing a bus stop zone at 1635 West Michigan Street in front of the Goodwill Industries (District 16).

GENERAL ORDINANCE NO. 33, 1993, amending the Code by authorizing a bus stop zone on a segment of Michigan Street in the vicinity of University Blvd. (District 16).

SPECIAL ORDINANCE NO. 1, 1993, authorizing the issuance of the City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000.

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1993, amending S.W.C.S.S.D.F.O. No. 1, 1992 (Solid Waste Collection Special Service District Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of March 15, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 212, 1993. This proposal, sponsored by Councillors Hinkle, Brents, Giffin, Golc and Shambaugh, recognizes the 1992-93 Ben Davis Giants basketball team. Councillor Giffin read the resolution and Councillor Hinkle presented copies of the document to members of the team, Coach Witty and his staff, and Principal Dr. James Mifflin. Coach Witty expressed appreciation for the recognition. Councillor Giffin moved, seconded by Councillor Hinkle, for adoption. Proposal No. 212, 1993 was adopted by unanimous voice vote.

Proposal No. 212, 1993 was retitled SPECIAL RESOLUTION NO. 17, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 1993

A SPECIAL RESOLUTION recognizing the 1992-93 Ben Davis Giants basketball team.

WHEREAS, after winning the Marion County Tournament and taking the Indianapolis Sectional, the Regionals, the Semi-State and defeating Carmel by 62-46 in the afternoon State Semi-Final Game, the impressive Ben Davis Giants boys basketball team came close to winning the State Final Championship at the Hoosier Dome on March 27, 1993; and

WHEREAS, in a State Championship game which pitted the top two high school teams in the state, Jeffersonville outlasted the 27-3 record Mighty Giants by 66-61; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council notes that the 1992-93 Ben Davis Giants boys basketball team outlasted all other teams in Central Indiana to earn the right to play in the championship game of the 83rd annual IHSAA State Finals in the Hoosier Dome.

SECTION 2. The Council congratulates the state's silver medal varsity team members: Don Mallory, Scott George, Jon Chastain, Reece Peacock, Damon Frierson, Ahmed Bellamy, Vince Gurnell, Derick Witty, James Patterson, Micah Reid, Damon Parks and Mark McLaurin.

SECTION 3. The Council also recognizes: Head Coach Steve Witty, Assistants Terry Strahm, Doug Opel and Dave Patz, Volunteer Assistants Jim Peacock and Scott White, Athletic Director Bob Britt, Trainer Mark Lahr, and Managers Josh Constable, Kelli Hewitt, Tracey James, Shane Rosenbaum, Erik Tidd, Jeff Voris and Veronica Wernke, and Principal Dr. James Mifflin.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 213, 1993. This proposal, sponsored by Councillors Hinkle, Brents, Giffin, Golc and Shambaugh, recognizes the Ben Davis High School Golf Team. Councillor Hinkle read the resolution and Councillor Golc presented copies of the document to Coach William Despres and members of the team. Coach Despres expressed appreciation for the recognition. Councillor Shambaugh moved, seconded by Councillor Brents, for adoption. Proposal No. 213, 1993 was adopted by unanimous voice vote.

Proposal No. 213, 1993 was retitled SPECIAL RESOLUTION NO. 18, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 18, 1993

A SPECIAL RESOLUTION recognizing the Ben Davis High School Golf Team.

WHEREAS, the 1992 Golf Team of Wayne Township's Ben Davis High School enjoyed their most successful season in the history of that sport in the school; and

WHEREAS, the Ben Davis Giants Golf Team was undefeated for the season with a 11-0 record, and won the State Championship; and

WHEREAS, Coach William (Bill) Despres attributes the outstanding season to the team members having learned how to play golf at an early age, and then bringing that background and experience with them to the high school team; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the 1992 Ben Davis High School Golf Team for their perfect season record--from the first match all the way through the State Championship Finals.

SECTION 2. The Council recognizes team members: Trent Bell, Jamie Broce, Jason Frank, Erik Cooper, Kevin Kilgore, David Smith, Jon Easter, Jason Euler, Tom Fite and Kyle Meehan; and Golf Coach William (Bill) Despres.

SECTION 3. This winning team serves as an inspiration to all young people of Indianapolis to think long term, to practice even after others have quit, to listen intently to those who are already skilled, and to have a strong will and incessant desire to achieve and become the best.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

[Clerk's Note: The following four board appointments were heard in Committee and by unanimous votes, the Committees have recommended to the full Council that the proposals be adopted.]

PROPOSAL NO. 44, 1993. The proposal reappoints Ray R. Irvin to the Board of Parks and Recreation. Proposal No. 44, 1993 was adopted by unanimous voice vote.

Proposal No. 44, 1993 was retitled COUNCIL RESOLUTION NO. 38, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 38, 1993

A COUNCIL RESOLUTION reappointing Ray R. Irvin to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council appoints:

Ray R. Irvin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 134, 1993. The proposal reappoints Michael Rodman to the Metropolitan Development Commission. Proposal No. 134, 1993 was adopted by unanimous voice vote.

Proposal No. 134, 1993 was retitled COUNCIL RESOLUTION NO. 39, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 39, 1993

A COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Michael Rodman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 135, 1993. The proposal reappoints Randolph L. Snyder to the Metropolitan Development Commission. Proposal No. 135, 1993 was adopted by unanimous voice vote.

Proposal No. 135, 1993 was retitled COUNCIL RESOLUTION NO. 40, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 40, 1993

A COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Randolph L. Snyder

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 137, 1993. The proposal appoints Charles E. Kendall to the Board of Parks and Recreation. Proposal No. 137, 1993 was adopted by unanimous voice vote.

Proposal No. 137, 1993 was retitled COUNCIL RESOLUTION NO. 41, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 1993

A COUNCIL RESOLUTION appointing Charles E. Kendall to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council appoints:

Charles E. Kendall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NOS. 155 and 156, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 155 and 156, 1993 on April 7, 1993. PROPOSAL No. 155, 1993, sponsored by Councillor Boyd, appoints David W. Hamilton to the Marion County Public Defender Board. PROPOSAL No. 156, 1993, sponsored by Councillor Boyd, appoints Virginia Dill McCarty to the Marion County Public Defender Board. By a 6-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden stated that Proposal Nos. 155 and 156, 1993 were recommended to the Council with a "do pass" with the contingency that the Presiding Judge of the Municipal Court, Judge Evan Goodman, certify to the Council President by the April 12, 1993 Council meeting the names of the Municipal Courts' appointments to the Public Defender Board. Councillor Dowden asked the President if this has been done. The President said he has not heard from the Presiding Judge. Councillor Dowden moved that Proposal Nos. 155 and 156, 1993 be referred back to the Public Safety and Criminal Justice Committee.

Councillor Boyd stated that he has the names of two persons who have been appointed to the Marion County Public Defender Board by the Municipal Court Judges. Councillor Boyd passed a letter he had received from Judge Evan Goodman to Robert Elrod, General Counsel.

Councillor Boyd said that it is his understanding that the two names were submitted with the advice, consent and counsel of the Municipal Court Judges.

Councillor Smith seconded Councillor Dowden's motion.

The President read the following letter from Judge Goodman:

April 12, 1993

Mr. Robert Elrod
Public Defender Agency
241 City-County Building
Indianapolis, Indiana 46204

Re: Public Defender Agency Board

Dear Mr. Elrod:

It appears that the City-County Council has discharged its obligation to appoint members of the Public Defender Agency Board in a spirit of fairness. In a similar spirit of cooperation, the Municipal Court now makes its appointments to the Public Defender Agency Board as follows:

1. John M. Moses, Republican. Appointment to expire December 31, 1993.

2. Monica Foster, Democrat. Appointment to expire December 31, 1994.

The above appointments are those names which have been suggested by Municipal Court Judges.

Very truly yours,
/s/ Evan Dee Goodman
Presiding Judge, Municipal Court of Marion County

Councillor Dowden asked the President if he believes this letter complies with the Committee's request.

The President responded that the letter does not indicate whether or not these are Judge Goodman's appointments or whether these are the appointments of the Republican minority members of the Municipal Courts.

Councillor Boyd said that it is his understanding that Judge Goodman conferred with and responded to the suggestions which came from the Municipal Court Judges.

Councillor Giffin said that he would like to get the public defender matter settled and voiced his support for John M. Moses as a Republican Municipal Court appointment.

Councillor Golc stated that the President has an opportunity to move ahead on this issue. Councillor Golc said he believes that whether the President agrees or disagrees with how Judge Goodman made his appointments, the bigger issue is to move forward on this matter.

Councillor Coughenour said that she concurs with Councillor Golc and that the Council should accept that the letter meets the requirements that were set forth in committee.

The President asked Councillor Dowden what action he would like to do with his motion.

Councillor Dowden said that before the Council votes on the motion he would like to ask the President again if Judge Goodman's letter fulfills the contingency that was placed on the Committee's recommendation of "do pass" on Proposal Nos. 155 and 156, 1993.

The President said that in spite of the fact that he does not believe that the Municipal Courts carried out the spirit of this requirement as suggested by the Committee that perhaps the Council should move forward with these appointments.

Councillor Rhodes asked Mr. Elrod what the make-up of the Public Defender Board is--how many are attorneys and how many are laypeople. Mr. Elrod responded that five of the members are attorneys and four are non-attorneys.

Councillor West said that if the Council had wanted strong lay representation on the board, it should have included that requirement in the ordinance.

Councillor Curry asked if it would be feasible to let these proposals go to Committee with another proviso. If the Council finds out that the Republican minority in the Municipal Courts had wanted another person as their appointment, could the Council as a Whole authorize these appointments be made at the Committee level.

Mr. Elrod replied that the appointments have to be made by the full Council.

Councillor Williams asked that Russ Grunden, Coordinator of Legislative Affairs, Presiding Judge of Municipal Courts, clarify the appointment of John Moses.

Russ Grunden said that Judge Goodman made a good faith effort to get the best input possible from the Republican judges and that when the make-up of the Board was first established he sent a letter to every Municipal Court judge asking for input.

Councillor Coughenour asked if the Republican nominee was submitted by the Republican judges. Mr. Grunden responded in the affirmative.

Councillor Jimison stated that, in her opinion, there should not be any question in anyone's mind but that the intent and spirit have been followed. The Council is fortunate that the Public Defender Board will be composed of such wonderful, honest and integral persons. Councillor West urged that the Council vote not to return these proposals to Committee but to confirm these appointments.

The President asked Councillor Dowden to withdraw his motion. Councillor Dowden asked Councillor Smith, the seconder, if he wished to withdraw. Councillor Smith said he did not wish to withdraw.

Councillor Dowden's motion failed by a majority voice vote.

Proposal No. 155, 1993 was adopted by a majority voice vote. Proposal No. 156, 1993 was adopted by a majority voice vote.

Proposal No. 155, 1993 was retitled COUNCIL RESOLUTION NO. 42, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 1993

A COUNCIL RESOLUTION appointing David W. Hamilton to the Marion County Public Defender Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Public Defender Board, the Council appoints:

David W. Hamilton

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 156, 1993 was retitled COUNCIL RESOLUTION NO. 43, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 1993

A COUNCIL RESOLUTION appointing Virginia Dill McCarty to the Marion County Public Defender Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Public Defender Board, the Council appoints:

Virginia Dill McCarty

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 84, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION amending S.R. No. 80, 1992 by clarifying participation dates of County employees who join the Public Employees Retirement Fund;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 179, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $86,214 for the County Auditor to pay the law enforcement continuing education program fees for the law enforcement agencies within Marion County;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 180, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $61,295 for the Department of Administration, Central Equipment Management Division, to purchase a new dump truck;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 181, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning sick leave for police officers;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 182, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 183, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 184, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 185, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Deborah Long to the Metropolitan Board of Zoning Appeals Division II; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 186, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 187, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing David R. Shirley to the Metropolitan Board of Zoning Appeals Division III; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 188, 1993. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Central Business District Zoning Ordinance to permit "dwelling unit(s)" either as a single building/use or as a part of a building/use in the CBD-2 and CBD-3 Districts; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 189, 1993. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Regional Center Zoning Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a change of use after Regional Center Approval has been granted; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 190, 1993. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Improvement Location Permit Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a use after a variance of use has been granted by the Board of Zoning Appeals; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 191, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION confirming local court rule authorizing filing of court pleadings by facsimile transmission"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 192, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning pre-trial release fees"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 193, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $14,227 for the Prosecuting Attorney, acting as subgrantee for the Indiana Criminal Justice Institute, to pay the salary of one domestic violation counsellor for the Salvation Army for its Domestic Violence Victim's Counseling Project"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 194, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $10,000 for the Prosecuting Attorney to extend the Street Terrorist Offender Program through September 30, 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 195, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $62,400 for the Prosecuting Attorney to pay the salaries of an additional deputy prosecutor and a probation officer with the new drunk driving program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 196, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 197, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $2,000 for the Superior Court, Juvenile Division/Detention Center to purchase supplies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 198, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $22,000 for the Marion County Public Defender Agency to increase 1993 appropriations to the amount specified in the 1992 public defender mandate settlement"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 199, 1993. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $3,600 for the Superior Court, Criminal Division, Probation Department, to fund a workshop series that will provide

assessments of probations"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 200, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $64,220 for the Forensic Services Agency to pay the salaries of an additional latent print examiner and a laboratory custodian"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 201, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving a Board of Public Works resolution regarding the write-off of certain sewer service accounts of $25 or less"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 202, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning air pollution control"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 203, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing intersection controls for the subdivisions of Huntington Pointe and Huntington Ridge (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 204, 1993. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing stop signs at Banner Avenue and Dunn Way, and Dunn Way and Prairie Depot (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 205, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing stop signs at Katherine Drive and Louise Drive (District 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 206, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing stop signs at Allegheny Street and Cincinnati Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 207, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing a traffic signal for the main entrance of North Willow Mall on West 86th Street (2370 W) (District 3)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 208, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing (1) a multi-way stop at the intersection of Lafayette Road and Moore Road, and (2) a speed reduction on a segment of Lafayette Road from Wilson Road to County Line Road (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 209, 1993. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls from traffic signals to stop signs at Station Street and 25th Street (District 10)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 210, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing one-way traffic for the alley between College Avenue and 63rd Place (District 11)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 211, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on a segment of Pepperidge Drive from Mitthoefer Road to dead end (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 226, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a public purpose to USS Indianapolis Survivors Memorial Organization, Inc. in the amount of $5,000;" and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 177, 1993. Councillor Giffin asked Councillor Ruhmkorff to give the Committee report since he had to abstain from voting on the proposal in Committee. Councillor Ruhmkorff reported that the Economic Development Committee heard Proposal No. 177, 1993 on April 7, 1993. The proposal amends S.O. 1, 1993 which authorizes the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000 and amends the authorized redemption provisions and certain other matters. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Jones, for adoption. Proposal No. 177, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
8 NOT VOTING: Black, Brents, Franklin, Giffin, Gilmer, Hinkle, Mullin, O'Dell

Councillor Giffin abstained from voting due to a conflict of interest.

Proposal No. 177, 1993 was retitled SPECIAL ORDINANCE NO. 2, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1993

A SPECIAL ORDINANCE amending City-County Special Ordinance No. 1, 1993 relating to the issuance by the City of Indianapolis of its "Economic Development Water Facilities Refunding Revenue Bonds, Series 1993

(Indianapolis Water Company Project)" in an aggregate principal amount not to exceed $11,600,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County (the "City-County Council") has heretofore, on March 15, 1993, adopted Special Ordinance No. 1, 1993 entitled "A Special Ordinance Authorizing the City of Indianapolis to issue its Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project)" in an aggregate principal amount not to exceed $11,600,000 and approving and authorizing other actions in respect thereto" (the "Special Ordinance"); and

WHEREAS, the City-County Council, pursuant to the Special Ordinance, previously approved the final forms of the Indenture of Trust, Loan Agreement, Guaranty Agreement, Bond Purchase Agreement, Preliminary Official Statement and the form of the Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") and;

WHEREAS, the Financing Documents provided for redemption of the Bonds at the option of the City of Indianapolis (the "City"), at the election and direction of the Indianapolis Water Company (the "Company"), prior to stated maturity in whole or in part on any date on or after May 1, 2000 at a redemption price of 101% of the principal amount of the Bonds or any portions thereof so redeemed, plus accrued interest to the redemption date; and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") on April 7, 1993, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the optional redemption provisions set forth in the Financing Documents should be amended; and

WHEREAS, the Commission has approved final forms of amended Financing Documents by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The forms of the Financing Documents previously approved by the County-Council have been amended to provide that the Bonds shall not be subject to optional redemption prior to stated maturity, and such amended Financing Documents as previously approved by the Commission are hereby approved and all such amended Financing Documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) Copies of the amended Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 2. The provisions of this ordinance and the amended Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 178, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 178, 1993 on April 7, 1993. The proposal amends S.R. 76, 1991 by extending the expiration date on the Inducement Resolution for Allison Gas Turbine Division to October 31, 1993. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 178, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West
0 NAYS:
6 NOT VOTING: Black, Coughenour, Golc, Hinkle, Smith, Williams

Councillor Smith abstained from voting due to a possible conflict of interest.

Proposal No. 178, 1993 was retitled SPECIAL RESOLUTION NO. 19, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 76, 1991 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of pollution control facilities, the funds from said financing to be used for the acquisition, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, City-County Special Resolution No. 76, 1991, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed pollution control facilities to be developed by Allison Gas Turbine Division (the "Company") which Inducement Resolution set an expiration date of April 30, 1993, unless the pollution control revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of April 30, 1993, contained therein and replacing said date with the date of October 31, 1993.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section I hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 214-222, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 8, 1993."

Councillor Rhodes moved that Proposal Nos. 214, 215 and 216, 1993 be scheduled for a public hearing:

Mr. President:

I move that Proposal Nos. 214, 215 and 216, 1993 (Rezoning Case Nos. 92-Z-127A, 92-Z-127B and 92-Z-127C) be scheduled for a hearing before this Council at its next regular meeting on April 26, 1993 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/ Stuart Rhodes, Councillor

The President asked for consent to withdraw the proposals for public hearing. Consent was given. Proposal Nos. 214, 215 and 216, 1993 are identified as follows:

92-Z-127A WASHINGTON TOWNSHIP. COUNCILMANIC DISTRICT #04.
3520 EAST 56TH STREET (approximate address), INDIANAPOLIS.
JOSEPH W. HARRICK, by James B. Burroughs, requests the rezoning of 7.025 acres, being in the D-A District, to the SU-I classification to provide for a church.

92-Z-127B WASHINGTON TOWNSHIP. COUNCILMANIC DISTRICT #04.
3520 EAST 56TH STREET (approximate address), INDIANAPOLIS.
JOSEPH W. HARRICK, by James B. Burroughs, requests the rezoning of 11.923 acres, being in the D-A District, to the D-5 classification to provide for residential development.

92-Z-127C WASHINGTON TOWNSHIP. COUNCILMANIC DISTRICT #04.
3520 EAST 56TH STREET (approximate address), INDIANAPOLIS.
JOSEPH W. HARRICK, by James B. Burroughs, requests the rezoning of 21.709 acres, being in the D-A District, to the D-4 classification to provide for residential development.

Councillor Dowden moved that Proposal No. 217, 1993 be scheduled for a public hearing:

Mr. President:

I move that Proposal No. 217, 1993 (Rezoning Case No. 92-Z-132) be scheduled for a hearing before this Council at its next regular meeting on April 26, 1993 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/ William Dowden, Councillor

The President asked for consent to withdraw the proposal for public hearing. Consent was given. Proposal No. 217, 1993 is identified as follows:

92-Z-132 WASHINGTON TOWNSHIP. COUNCILMANIC DISTRICT # 04.
4920 EAST 56TH STREET (approximate address), INDIANAPOLIS.
PARK PLAZA ASSOCIATES, LTD, by Thomas Michael Quinn, requests the rezoning of 2.76 acres, being in the D-A District, to the C-3 classification to provide for commercial uses.

The Council did not schedule Proposal Nos. 218-222, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 218-222, 1993 were retitled REZONING ORDINANCE NOS. 39-43, 1933 and are identified as follows:

REZONING ORDINANCE NO. 39, 1993. 93-Z-13 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
6351 FIVE POINTS ROAD (approximate address), INDIANAPOLIS.
GLEN I. and ALMA M. PERSONETT request the rezoning of 66.6 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 40, 1993. 93-Z-16 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
2999 NORTH RACEWAY ROAD (approximate address), INDIANAPOLIS.
JWS PARTNERSHIP requests the rezoning of 1.14 acres, being in the D-A District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 41, 1993. 93-Z-22 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 03.
5120 EAST 82ND STREET (approximate address), INDIANAPOLIS.
BARBARA HANSON-SLAFF, by Wilson S. Stober, requests the rezoning of 3.91 acres, being in the C-S District, to the C-S classification to provide for office uses, bank, fabric store, florist, and other similar low-intensity retail commercial uses.

REZONING ORDINANCE NO. 42, 1993. 93-Z-24 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
1720 COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.
DONALD C. SKILES requests the rezoning of 9.2 acres, being in the D-A District, to the D-5 classification to provide for residential development.

REZONING ORDINANCE NO. 43, 1993. 93-Z-26 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
6719 COFFMAN ROAD (approximate address), INDIANAPOLIS.
TIMBER PARK DEVELOPMENT CORPORATION, by John W. Van Buskirk, requests the rezoning of 5.9 acres, being in the I-2-S District, to the D-4 classification to provide for residential development.

PROPOSAL NO. 223-225, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 8, 1993". The Council did not schedule Proposal Nos. 223-225, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 223-225, 1993 were retitled REZONING ORDINANCE NOS. 44-46, 1993 and are identified as follows:

REZONING ORDINANCE NO. 44, 1993. 93-Z-2 (Amended) LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 05.
6410 WINONA DRIVE (approximate address), INDIANAPOLIS.
CROOKED CREEK AT GEIST DEVELOPMENT CO., INC., by Thomas Michael Quinn, requests the rezoning of 42.2 acres, being in the D-2 and D-1 Districts to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 45, 1993. 93-Z-20 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
529-545 LORD STREET (approximate address), INDIANAPOLIS.
DAVID C. COOK and KENNETH KEMP request the rezoning of 0.413 acre, being in the I-4-U District, to the D-8 classification to provide for single-family residential development within a historic district.

REZONING ORDINANCE NO. 46, 1993. 93-Z-29 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
620 EAST GEORGIA STREET (approximate address), INDIANAPOLIS.
DEPARTMENT OF METROPOLITAN DEVELOPMENT, NEIGHBORHOOD AND DEVELOPMENT SERVICES, requests the rezoning of 1.4 acres, being in the I-4-U/RC and CID/RC Districts, to the CBD-S/RC classification to provide for a parking lot for Farm Bureau Insurance employees.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 653, 1992. The proposal appropriates $30,000 for the Marion County Public Defender Agency to technically amend its 1993 budget. Councillor Dowden asked for consent to postpone Proposal No. 653, 1992 until May 10, 1993. Consent was given.

PROPOSAL NO. 148, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 148, 1993 on March 24, 1993. The proposal determines not to allow the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to fund welfare services for the remainder of 1993, and authorizes the County Auditor, upon receipt of an order from the State Board of Tax Commissioners, to borrow $19,350,000 from a financial institution on behalf of the Marion County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriates the proceeds of the borrowing. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Franklin voiced his support of Proposal No. 148, 1993. He said that the welfare system has to be reviewed. The average monthly cost of housing wards of the county has increased from $2,700 in 1989 to $3,800 last year. He asked John von Arx, County Auditor, to share some of the financial ideas he has concerning welfare.

Mr. von Arx stated that the County has hired Michael Mielke who is a nationally known consultant in this field to help the County maximize its receipt of federal reimbursement money for housing troubled youths and to work on obtaining grants to increase the availability of alternative treatment programs such as foster care.

Councillor Smith applauded the County Auditor's efforts.

Councillor Moriarty asked Mr. von Arx how much will property taxes increase per $100 of assessed valuation if the County has to fund this welfare deficit. Mr. von Arx replied that it will mean an increase of thirty cents per $100 of assessed valuation in 1994.

Councillor Williams suggested that the Service, Efficiency and Lower Taxes for Indianapolis Commission (SELTIC) look into the welfare problems. Councillor West said that Mr. Mielke has an office in the Mayor's Office and would welcome a discussion with any councillors who are interested in this matter.

The President called for public testimony at 8:58 p.m. There being no one present to testify, Councillor Ruhmkorff moved, seconded by Councillor Franklin, for adoption. Proposal No. 148, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Black, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jones, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
6 NAYS: Borst, Boyd, Golc, Moriarty, Mullin Short
1 NOT VOTING: Jimison

Proposal No. 148, 1993 was retitled SPECIAL ORDINANCE NO. 3, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1993

A SPECIAL ORDINANCE determining not to allow the Marion County Department of Public Welfare to borrow money pursuant to IC 12-19-5-5 to fund welfare services; authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners pursuant to IC 12-19-5-7, to borrow Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) from a financial institution on behalf of the County Department of Public Welfare to pay for the Department's County welfare obligations; and appropriating the proceeds of the borrowing.

WHEREAS, the Welfare Director of Marion County (the "Director") has determined that the welfare fund of Marion County, Indiana (the "County"), will be exhausted before the end of the fiscal year ending December 31, 1993; and

WHEREAS, the Director has appealed to the State Division of Family and Children (the "Division") for the right to borrow Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) on a short term basis to fund welfare services in the County; and

WHEREAS, in said appeal, the Director has shown: (i) that the amount of money contained in the welfare fund of the County will not be sufficient to fund services required to be provided within the County by IC 12-19; and (ii) that the Director estimates that Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) will be needed to fund that deficit; and

WHEREAS, upon receipt of said appeal, the Division: (i) held a public hearing on the topic of whether the County should be allowed to borrow money, (ii) determined that the welfare fund of the County will be exhausted before it can fund all County obligations incurred under IC 12-19, (iii) adopted a resolution at that meeting supporting the proposal to borrow Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000), and (iv) transmitted said resolution to the Director; and

WHEREAS, upon receipt of said resolution, the Director submitted the appeal and the Division's resolution to the Board of Commissioners of the County (the "Board of Commissioners") and the Mayor of the City of Indianapolis, Indiana (the "Mayor"); and

WHEREAS, upon receipt of said request, the Board of Commissioners and the Mayor determined that sufficient funds are not available in any other County fund and therefore determined not to loan the requested amount to the County Department of Public Welfare (the "Department"); and

WHEREAS, the Board of Commissioners and the Mayor submitted the request to the Auditor of the County (the "Auditor"), who requested a special meeting of the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), at which meeting the City-County Council is to determine whether or not to allow the Department to borrow money; and

WHEREAS, the City-County Council has found and determined that the appeal and request of the Director should not be granted and that the Department should not be allowed to borrow money under IC 12-19-5-5; and

WHEREAS, IC 12-19-5-6 provides that, if the City-County Council determines that the Board should not be allowed to borrow money under IC 12-19-5-5, the Director may appeal to the State Board of Tax Commissioners for the right to borrow money to pay for the Department's County welfare obligations; and

WHEREAS, upon such an appeal, the State Board of Tax Commissioners, pursuant to IC 12-19-5-7, may order the Auditor to borrow Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) from a financial institution on behalf of the Department; and

WHEREAS, the City-County Council hereby finds and determines that, upon receipt of such an order (an "Order"), it will be necessary for the County to borrow Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) from a financial institution on behalf of the Department and to issue notes in the aggregate principal amount of Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) (the "Notes"), in order to pay for the Department's County welfare obligations during the fiscal year ending December 31, 1993, including payment of costs of issuance of the Notes; and

WHEREAS, the City-County Council hereby finds and determines that, upon receipt of an Order, the County will not have sufficient moneys available or provided for in the existing budgets and tax levies which may be applied to pay for the Department's County welfare obligations during the fiscal year ending December 31, 1993, including payment of costs of issuance of the Notes, making it a necessity for the making of the additional appropriation hereinafter set out; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby finds and determines that the appeal and request of the Director is not granted and that the Department should not be allowed to borrow money under Indiana Code 12-19-5-5 to fund welfare services in the County.

SECTION 2. Upon receipt of an Order, the Auditor is hereby authorized and directed to borrow Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) from a financial institution on behalf of the Department to pay for the Department's County welfare obligations during the fiscal year ending December 31, 1993, including payment of costs of issuance of any notes evidencing such borrowing. In order to procure this loan, this City-County Council is hereby authorized and directed to have prepared and to issue and sell negotiable general obligation notes of the County, to be designated as "Marion County, Indiana, Public Welfare General Obligation Notes of 1993," in the aggregate principal amount of Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) (the "Notes"). The Notes shall be issued in fully registered from in the denomination of One Hundred Thousand Dollars ($100,000) or any integral multiple of Five Thousand Dollars ($5,000) in excess of One Hundred Thousand Dollars ($100,000), not exceeding the aggregate principal amount of the Notes maturing on any semi-annual maturity date, shall be numbered consecutively from 93R-1 upwards, and shall bear interest at a rate or rates not exceeding eight percent (8%) per annum (the exact rate or rates to be determined by negotiation with a financial institution (the "Bank") as determined by the Auditor), which interest shall be payable semi-annually on the thirtieth (30th) day of June and the thirtieth (30th) day of December of each year, commencing June 30, 1994. Interest shall be calculated on the basis of the actual number of days elapsed during a three hundred sixty-five (365) day year. The Notes shall mature in two (2) semi-annual series, each series being payable on the dates and in the amounts as follows:

Date	Principal Amount
June 30, 1994	$9,675,000
December 30, 1994	$9,675,000

The principal of the Notes shall be payable at the office of the Treasurer of Marion County, Indiana, as paying agent (the "Paying Agent"), in the City of Indianapolis, Indiana. Interest on the Notes shall be paid by check or draft mailed or delivered to the registered owner thereof at the address as it appears on the registration books kept by the Treasurer of Marion County, Indiana, as registrar (the "Registrar"), in the City of Indianapolis, Indiana, as of the fifteenth (15th) day of the month of the interest payment date or at such other address as is provided to the Paying Agent in writing by such registered owner. All payments on the Notes shall be made in any coin or currency of the United States of America, which on the dates of such payments shall be legal tender for the payment of public and private debts.

Each Note shall be transferable or exchangeable only upon the books of the County kept for that purpose at the office of the Registrar by the registered owner thereof in person, or by his attorney duly authorized in writing, upon surrender of such Note together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new fully registered Note or Notes in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or the registered owner, as the case may be, in exchange therefor. The Registrar shall not be obligated to make any exchange or transfer of Notes following the fifteenth (15th) day of the month of an interest payment date on the Notes until such interest payment date. The County, the Registrar and the Paying Agent may treat and consider the person in whose name any Note is registered as the absolute owner thereof for all purposes, including for the purpose of receiving payment of, or on account of, the principal thereof and interest due thereon.

In the event any Note is mutilated, lost, stolen or destroyed, the County may execute and the Registrar may authenticate a new Note of like date, maturity and denomination as that mutilated, lost, stolen or destroyed, which new Note shall be marked in a manner to distinguish it from the Note for which it was issued, provided that, in the case of any mutilated Note, such mutilated Note shall first be surrendered to the County and the Registrar, and, in the case of any lost, stolen or destroyed Note, there shall be first furnished to the County and the Registrar evidence of such loss, theft or destruction satisfactory to the County and the Registrar, together with indemnity satisfactory to them. In the event any such lost, stolen or destroyed Note shall have matured, instead of issuing a duplicate Note, the County and the Registrar may, upon receiving indemnity satisfactory to them, pay the same without surrender thereof. In such event, the County and the Registrar may charge the holder of such Note with their reasonable fees and expenses in connection with the above. Every substitute Note issued by reason of any Note being lost, stolen or destroyed shall, with respect to such Note, constitute a substitute contractual obligation of the County, whether or not the lost, stolen or destroyed Note shall be found at any time, and shall be entitled to all the benefits of this Ordinance, equally and proportionately with any and all other Notes duly issued hereunder.

The Notes shall bear an original date which shall be the day on which the Notes are initially delivered to the purchaser or purchasers thereof, and each Note shall also bear the date of its authentication. Notes authenticated on or before June 15, 1994, shall be paid interest from the original date. Notes authenticated thereafter shall be paid interest from the interest payment date next preceding the date of authentication of such Notes unless the Notes are authenticated between the fifteenth (15th) day of the month of an interest payment date and the interest payment date, in which case interest thereon shall be paid from such interest payment date.

The Notes shall be executed in the name of the County by the manual or facsimile signatures of the Board of Commissioners and attested by the manual or facsimile signature of the Auditor, who shall cause the official seal of the County to be impressed or a facsimile thereof to be printed or otherwise reproduced on each of the Notes. Subject to the provisions for registration, the Notes shall be negotiable under the laws of the State of Indiana.

The Notes shall be authenticated with the manual signature of an authorized representative of the Registrar, and no Note shall be valid or obligatory for any purpose until the certificate of authentication on such Note shall have been so executed.

The Registrar and Paying Agent may at any time resign as Registrar and Paying Agent by giving thirty (30) days' written notice to the County and by first-class mail to each registered owner of Notes then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar and Paying Agent by the County. Notices to registered owners of Notes shall be deemed to be given when mailed

by first-class mail to the addresses of such registered owners as they appear in the registration books kept by the Registrar.

SECTION 2. The form and tenor of the Notes shall be substantially as follows (all blanks to be properly completed prior to the preparation of the Notes):

[Form of Note]

UNITED STATES OF AMERICA

State of Indiana County of Marion

No. 93R-_____ $_____

MARION COUNTY, INDIANA
PUBLIC WELFARE GENERAL OBLIGATION NOTE OF 1993

INTEREST RATE	MATURITY DATE	ORIGINAL DATE	AUTHENTICATION DATE

REGISTERED OWNER:

PRINCIPAL SUM:

The County of Marion, in the State of Indiana (the "County"), for value received, hereby acknowledges itself indebted and promises to pay to the registered owner (named above) or registered assigns, the principal amount set forth above on the maturity date set forth above, and to pay interest on said principal sum to the registered owner of this note until the County's obligation with respect to the payment of said principal sum shall be discharged, at the rate per annum specified above from the interest payment date immediately preceding the date of the authentication of this note, unless this note is authenticated on or before June 15, 1994, in which case interest shall be paid from the original date specified above, or unless this note is authenticated between the fifteenth (15th) day of the month of an interest payment date and the interest payment date, in which case interest shall be paid from such interest payment date. Interest shall be payable on the thirtieth (30th) day of June and the thirtieth (30th) day of December of each year, commencing 1994. Interest shall be calculated on the basis of the actual number of days elapsed during a three hundred sixty-five (365) day year.

The principal of this note is payable at the principal office of the Treasurer of Marion County, Indiana, as paying agent (the "Paying Agent"), in the City of Indianapolis, Indiana. Interest on this note shall be paid by check or draft mailed or delivered to the registered owner hereof at the address as it appears on the registration books kept by the Treasurer of Marion County, Indiana, as registrar (the "Registrar"), in the City of Indianapolis, Indiana, as of the fifteenth (15th) day of the month of the interest payment date or at such other address as is provided to the Paying Agent in writing by the registered owner. All payments on this note shall be made in any coin or currency of the United States of America which on the dates of such payments shall be legal tender for the payment of public and private debts. Subject to the provisions for registration, this note is negotiable under the laws of the State of Indiana.

This note is one of an authorized issue of notes of the County of Marion, Indiana, aggregating Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000), numbered consecutively from 93R-1 upwards, issued pursuant to the provisions of Title 12, Article 19, Chapter 5 of the Indiana Code (the "Act"), and in accordance with an ordinance adopted by the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "City-County Council"), on the _____ day of _____, 1993, entitled "Special Ordinance No. _____ --A SPECIAL ORDINANCE determining not to allow the Marion County Department of Public Welfare to borrow money pursuant to IC 12-19-5-5 to fund welfare services; authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners pursuant to IC 12-19-5-7, to borrow Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000) from a financial institution on behalf of the County Department of Public Welfare to pay for the Department's County welfare obligations; and appropriating the proceeds of the borrowing" (the "Ordinance"), authorizing the making of a loan by the City-County Council to pay for the Marion County Department of Public Welfare's County welfare obligations during the fiscal year ending December 31, 1993, including payment of costs of issuance of said notes. Pursuant to the Act, the Auditor of Marion County, Indiana, is required to levy a property tax, beginning in 1994 and continuing for the term of the loan, in an amount each year that will be sufficient to pay the principal and interest due on the loan for the year.

This note is transferable or exchangeable only upon the books of the County kept for that purpose at the office of the Registrar by the registered owner hereof in person, or by his attorney duly authorized in writing, upon surrender of this note together with a written instrument of transfer or exchange satisfactory to the Registrar duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new fully registered note or notes in the same aggregate principal amount and of the same maturity shall be executed and delivered in the name of the transferee or transferees or to the registered owner, as the case may be, in exchange therefor. The Registrar shall not be obligated to make any exchange or transfer of this note following the fifteenth (15th) day of the month of an interest payment date on this note until such interest payment date. The County, the Registrar and the Paying Agent may treat and consider the person in whose name this note is registered as the absolute owner hereof for all purposes, including for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon.

In the event this note is mutilated, lost, stolen or destroyed, the County may execute and the Registrar may authenticate a new note of like date, maturity and denomination as this note, which new note shall be marked in a manner to distinguish it from this note, provided that, in the case of this note being mutilated, this note shall first be surrendered to the County and the Registrar, and, in the case of this note being lost, stolen or destroyed, there shall first be furnished to the County and the Registrar evidence of such loss, theft or destruction satisfactory to the County and the Registrar, together with indemnify satisfactory to them. In the event that this note, being lost, stolen or destroyed, shall have matured, instead of issuing a duplicate note, the County and the Registrar may, upon receiving indemnity satisfactory to them, pay this note without surrender hereof. In such event, the County and the Registrar may charge the holder of this note with their reasonable fees and expenses in connection with the above. Every substitute note issued by reason of this note being lost, stolen or destroyed shall, with respect to this note, constitute a substitute contractual obligation of the County, whether or not this note, being lost, stolen or destroyed, shall be found at any time, and shall be entitled to all the benefits of the Ordinance referred to above, equally and proportionately with any and all other notes duly issued thereunder.

The Registrar and Paying Agent may at any time resign as Registrar and Paying Agent by giving thirty (30) days' written notice to the County and by first-class mail to each registered owner of notes then outstanding, and such resignation will take effect at the end of such thirty (30) days or upon the earlier appointment of a successor Registrar and Paying Agent by the County. Notices to registered owners of notes shall be deemed to be given when mailed by first-class mail to the addresses of such registered owners as they appear in the registration books kept by the Registrar.

The notes maturing on any semi-annual maturity date are issuable only in fully registered form in the denomination of One Hundred Thousand Dollars ($100,000) or any integral multiple of Five Thousand Dollars ($5,000) in excess of One Hundred Thousand Dollars ($100,000), not exceeding the aggregate principal amount of the notes maturing on such date.

The City-County Council may, from time to time and at any time, without the consent of, or notice to, any of the owners of the notes, adopt ordinances supplemental to the Ordinance (which supplemental ordinances shall thereafter form a part of the Ordinance) for any one or more of the following purposes:

(a) To cure any ambiguity or formal defect or omission in the Ordinance or in any supplemental ordinance;

(b) To grant to or confer upon the owners of the notes any additional benefits, rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the owners of the notes, or to make any change which, in the judgment of the City-County Council, is not to the prejudice of the owners of the notes;

(c) To modify, amend or supplement the Ordinance to permit the qualification of the notes for sale under the securities laws of the United States of America or of any of the states of the United States of America or to obtain or maintain bond insurance with respect to payments of principal of and interest on the notes;

(d) To provide for the refunding or advance refunding of the notes;

(e) To procure a rating on the notes from a nationally recognized securities rating agency designated in such supplemental ordinance, if such supplemental ordinance will not adversely affect the owners of the notes; or

(f) Any other purpose which in the judgment of the City-County Council does not adversely impact the interests of the owners of the notes.

In the manner provided in the Ordinance, the Ordinance and the rights and obligations of the County and the owners of the notes may (with certain exceptions as stated in the Ordinance) be modified or amended at any time with the consent of the owners of at least sixty percent (60%) in aggregate principal amount of outstanding notes, exclusive of notes, if any, owned by the County.

If this note or any portion hereof shall have become due and payable in accordance with its terms and the whole amount of the principal and interest so due and payable upon this note or such portion hereof shall be paid, or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys for such purpose, or (iii) time certificates of deposit of a bank or banks, fully secured as to both principal and interest by obligations of the kind described in clause (ii) above, the principal of and interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, then and in such event this note or such portion hereof shall no longer be deemed outstanding or an indebtedness of the County.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this note have been done and performed in regular and due form as provided by law; that this note and said total issue of notes is within every limit of indebtedness provided by the constitution and laws of the State of Indiana, and that the full faith and credit of Marion County together with all of its taxable property, both real and personal, are hereby irrevocably pledged to the punctual payment of the principal and interest of this note according to its terms.

This note shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been duly executed by an authorized representative of the Registrar.

IN WITNESS WHEREOF, the County of Marion, Indiana, has caused this note to be executed by the manual or facsimile signatures of its duly elected, qualified and acting Board of Commissioners and attested by the manual or facsimile signature of the duly elected, qualified and acting Auditor of Marion County, Indiana, who has caused the official corporate seal of the County to be impressed or a facsimile thereof to be printed or otherwise reproduced hereon.

THE COUNTY OF MARION, INDIANA

THE BOARD OF COMMISSIONERS OF
THE COUNTY OF MARION, INDIANA

By:_____

_____

_____

(SEAL)

ATTEST:

_____
Auditor, County of Marion, Indiana

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This note is one of the notes described in the within mentioned Ordinance.

TREASURER, COUNTY OF MARION, INDIANA

_____

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto (insert name and address) _____ the within note and all rights thereunder, and

hereby irrevocably constitutes and appoints _____, attorney to transfer the within note on the books kept for the registration thereof with full power of substitution in the premises.

Dated: _____

_____

NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within note in every particular, without alternation or enlargement or any change whatsoever.

Signature Guaranteed:

_____

NOTICE: Signature(s) must be guaranteed by a member firm of the New York Stock Exchange or a commercial bank or trust company.

[End of Note]

SECTION 4. As soon as can be done after the passage of this Ordinance, the Auditor shall negotiate for the sale of the Notes with a financial institution. The Notes shall be sold at any interest rate or rates not exceeding eight percent (8%) per annum, and may be subject to any premium or discount, all as determined through negotiation with the financial institution, consistent with the best interest of the County and the terms of this Ordinance.

Prior to the delivery of the Notes, the Auditor shall be authorized to obtain a legal opinion as to the validity of the Notes from Barnes & Thornburg, Indianapolis, Indiana, and to furnish such opinion to the purchaser or purchasers of the Notes. The cost of such opinion shall be considered as part of the costs of issuance of the Notes and shall be paid out of proceeds of the Notes.

SECTION 5. The City-County Council may, from time to time and at any time, without the consent of, or notice to, any of the owners of the Notes, adopt ordinances supplemental hereto (which supplemental ordinances shall thereafter form a part hereof) for any one or more of the following purposes:

(a) To cure any ambiguity or formal defect or omission in this Ordinance or in any supplemental ordinance;

(b) To grant to or confer upon the owners of the Notes any additional benefits, rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the owners of the Notes, or to make any change which, in the judgment of the City-County Council, is not to the prejudice of the owners of the Notes;

(c) To modify, amend or supplement this Ordinance to permit the qualification of the Notes for sale under the securities laws of the United States of America or of any of the states of the United States of America or to obtain or maintain bond insurance with respect to payments of principal of and interest on the Notes;

(d) To provide for the refunding or advance refunding of the Notes;

(e) To procure a rating on the Notes from a nationally recognized securities rating agency designated in such supplemental ordinance, if such supplemental ordinance will not adversely affect the owners of the Notes; or

(f) Any other purpose which in the judgment of the City-County Council does not adversely impact the interests of the owners of the Notes.

This Ordinance and the rights and obligations of the County and the owners of the Notes may be modified or amended at any time by supplemental ordinances adopted by the City-County Council with the consent of the owners of the Notes holding at least sixty percent (60%) in aggregate principal amount of the outstanding Notes (exclusive of Notes, if any, owned by the County); provided, however, that no such modification or amendment shall, without the express consent of the owners of the Notes affected, reduce the principal amount of any Note, reduce the interest rate or premium payable thereon, advance the earliest redemption date, extend its maturity or the times for paying interest thereon, permit a privilege or priority of any Note or Notes over any

other Note or Notes, create a lien securing any Notes other than a lien ratably securing all of the Notes outstanding, or change the monetary medium in which principal and interest are payable, nor shall any such modification or amendment reduce the percentage of consent required for amendment or modification.

Any act done pursuant to a modification or amendment so consented to shall be binding upon all the owners of the Notes and shall not be deemed an infringement of any of the provisions of this Ordinance, and may be done and performed as fully and freely as if expressly permitted by the terms of this Ordinance, and, after such consent relating to such specified matters has been given, no owner shall have any right or interest to object to such action or in any manner to question the propriety thereof or to enjoin or restrain the City-County Council or any officer of the County from taking any action pursuant thereto.

If the City-County Council shall desire to obtain any such consent, it shall cause the Registrar to mail a notice, postage prepaid, to the respective owners of the Notes at their addresses appearing on the registration books held by the Registrar. Such notice shall briefly set forth the nature of the proposed supplemental ordinance and shall state that a copy thereof is on file at the office of the Registrar for inspection by all owners of the Notes. The Registrar shall not, however, be subject to any liability to any owners of the Notes by reason of its failure to mail the notice described in this Section 5, and any such failure shall not affect the validity of such supplemental ordinance when consented to and approved as provided in this Section 5.

Whenever at any time within one (1) year after the date of the mailing of such notice, the City-County Council shall receive an instrument or instruments purporting to be executed by the owners of the Notes of not less than sixty percent (60%) in aggregate principal amount of the Notes then outstanding (exclusive of Notes, if any, owned by the County), which instrument or instruments shall refer to the proposed supplemental ordinance described in such notice, and shall specifically consent to and approve the adoption thereof in substantially the form of the copy thereof referred to in such notice as on file with the Registrar, thereupon, but not otherwise, the City-County Council may adopt such supplemental ordinance in substantially such form, without liability or responsibility to any owners of the Notes, whether or not such owner shall have consented thereto.

Upon the adoption of any supplemental ordinance pursuant to the provisions of this Section 5, this Ordinance shall be, and be deemed to be, modified and amended in accordance therewith, and the respective rights, duties and obligations under this Ordinance shall thereafter be determined, exercised and enforced hereunder, subject in all respects to such modifications and amendments.

SECTION 6. If, when the Notes or any portion thereof shall have become due and payable in accordance with their terms and the whole amount of the principal and interest so due and payable upon the Notes or such portion thereof then outstanding shall be paid, or (i) sufficient moneys, or (ii) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, the principal of and the interest on which when due will provide sufficient moneys for such purpose, or (iii) time certificates of deposit of a bank or banks, fully secured as to both principal and interest by obligations of the kind described in clause (ii) above, the principal of and interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, then and in such event the Notes or such portion thereof shall no longer be deemed outstanding or an indebtedness of the County.

SECTION 7. In order to preserve the exclusion from gross income of interest on the Notes under federal law, the County represents, covenants and agrees that, to the extent necessary to preserve such exclusion:

(a) No person or entity or any combination thereof, other than the County or any other governmental unit ("Governmental Unit") within the meaning of Section 141(b)(6) and Section 150 (a)(2) of the Internal Revenue Code of 1986, as amended and as in effect on the date of delivery of the Notes (the "Code"), will use any proceeds of the Notes or property financed by such proceeds other than as a member of the general public; and no person or entity or any combination thereof other than the County or any other Governmental Unit will own any property financed out of the proceeds of the Notes or will have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract, an arrangement such as take-or-pay or other type of output contract or any other type of arrangement that differentiates that person's or entity's use of such property from the use of such property by the public at large;

(b) No Note proceeds will be lent to any entity or person; and no Note proceeds will be transferred directly or indirectly transferred or deemed transferred to a person other than a Governmental Unit in a fashion that would in substance constitute a loan of such Note proceeds;

(c) The County will not take any action or fail to take any action with respect to the Notes that would result in the loss of the exclusion from gross income for federal income tax purposes of interest on the Notes pursuant to Section 103(a) of the Code, and the City-County Council will not act or permit any actions by officers or officials of the County that would in any manner adversely affect such exclusion; the County further covenants that it will not make any investment or do any other act or thing during the period that any Note is outstanding hereunder which would cause any Note to be an "arbitrage bond" within the meaning of Section 148 of the Code and the regulations applicable thereto as in effect on the date of delivery of the Notes; and the County shall comply with the arbitrage rebate requirements under Section 148 of the Code to the extent applicable;

(d) All officers, employees and agents of the County are hereby authorized and directed to provide certifications of facts and estimates that are material to the reasonable expectations of the County as of the date that the Notes are issued, and to make covenants on behalf of the County evidencing the County's commitments made herein and, in particular, any and all appropriate officers, employees and agents of the County are authorized to certify and/or enter into covenants for the County regarding (i) the facts and circumstances and reasonable expectations of the County on the date that the Notes are issued and (ii) the representations and covenants made herein by the County regarding the amount and use of the proceeds of the Notes; and

(e) The County is hereby authorized and directed to employ consultants and attorneys from time to time to advise the County with respect to the requirements under federal law for the continuing preservation of the exclusion of interest on the Notes from gross income for purposes of federal income taxation.

SECTION 8. Notwithstanding any other provision of this Ordinance, any of the covenants and authorizations contained in this Ordinance (the "Tax Sections") which are designed to preserve the exclusion of interest on the Notes from gross income for purposes of federal income taxation (the "Tax Exemption") need not be complied with if the County receives an opinion of nationally recognized bond counsel that compliance with such Tax Section is unnecessary to preserve the Tax Exemption.

SECTION 9. If the date for making any payment or the last date for performance of any act or the exercising of any right, as provided in this Ordinance, shall be a legal holiday or a day on which banking institutions in the city in which the Paying Agent is located are typically closed, such payment may be made or act performed or right exercised on the next succeeding day not a legal holiday or a day on which such banking institutions are typically closed, with the same force and effect as if done on the nominal date provided in this Ordinance, and no interest shall accrue for the period after such nominal date.

SECTION 10. The Auditor is hereby authorized and directed to have the Notes prepared and cause to be affixed thereto the official seal of the County, or to have printed or otherwise reproduced thereon a facsimile of such seal, and the Board of Commissioners and the Auditor are hereby authorized and directed to execute the Notes manually or with a facsimile of their signatures in the form and manner herein provided.

SECTION 11. The proceeds from the sale of the Notes, in the amount of Nineteen Million Three Hundred Fifty Thousand Dollars ($19,350,000), are hereby appropriated in Character 03 of the Welfare General Fund for the benefit of the County Department of Welfare for the fiscal year ending December 31, 1993, including payment of costs of issuance of the Notes.

SECTION 12. This Ordinance shall be in full force an effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 149, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 149, 1993 on March 24, 1993. The proposal grants the request of the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to pay the cost of providing welfare services for the remainder of 1993, and authorizes and orders the County Auditor to borrow such funds from a financial institution and issue notes evidencing the borrowed funds and appropriating the borrowed funds. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

The President called for public testimony at 8:58 p.m. There being no one present to testify, Councillor Ruhmkorff moved, seconded by Councillor Franklin, to strike. Proposal No. 149, 1993 was stricken by unanimous voice vote.

PROPOSAL NO. 150, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 150, 1993 on March 24, 1993. The proposal appropriates $3,914,984 for the Department of Public Welfare to pay the expenses of wards in institutions. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:59 p.m. There being no one present to testify, Councillor Ruhmkorff moved, seconded by Councillor Coughenour, for adoption. Proposal No. 150, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams
1 NAY: Hinkle
3 NOT VOTING: Dowden, Gray, Smith

Proposal No. 150, 1993 was retitled FISCAL ORDINANCE NO. 18, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1993

A FISCAL ORDINANCE amending the Department of Public Welfare Annual Budget for 1993 (City-County Fiscal Ordinance No. 58, 1992) appropriating an additional Three Million Nine Hundred Fourteen Thousand Nine Hundred Eighty-four Dollars ($3,914,984) in the Welfare General Fund for purposes of the Department of Public Welfare and reducing the unappropriated and unencumbered balance in the Welfare General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Department of Public Welfare Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Welfare to appropriate from an available 1992 fund balance to pay for the expenses of wards in institutions.

SECTION 2. The sum of Three Million Nine Hundred Fourteen Thousand Nine Hundred Eighty-four Dollars ($3,914,984) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WELFARE	WELFARE GENERAL FUND
3. Other Services and Charges	$3,914,984
TOTAL INCREASE	$3,914,984

SECTION 4. The said additional appropriations are funded by the following reductions:

	WELFARE GENERAL FUND
Unappropriated and Unencumbered Welfare General Fund	$3,914,984
TOTAL REDUCTION	$3,914,984

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 152, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 152, 1993 on March 25, 1993. The proposal appropriates $557,000 for the Department of Parks and Recreation, Natural Resources Division, to pay for

tree maintenance and other contractual services. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:00 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Jones, for adoption. Proposal No. 152, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 152, 1993 was retitled FISCAL ORDINANCE NO. 19, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Five Hundred Fifty-seven Thousand Dollars ($557,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Natural Resources Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Natural Resources Division, to utilize money received in December of 1992 from the Federal Emergency Management Agency to pay for tree maintenance and other contractual services that are the result of the June 1992 wind storm.

SECTION 2. The sum of Five Hundred Fifty-seven Thousand Dollars ($557,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION NATURAL RESOURCES DIVISION	PARK GENERAL FUND
3. Other Services and Charges	$557,000
TOTAL INCREASE	$557,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	PARK GENERAL FUND
Unappropriated and Unencumbered Park General Fund	$557,000
TOTAL REDUCTION	$557,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 153, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 153, 1993 on March 25, 1993. The proposal appropriates $134,000 for the Department of Parks and Recreation, Support Services Division, to develop a strategic plan for parks and recreation. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:08 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 153, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
2 NOT VOTING: Hinkle, Ruhmkorff

Proposal No. 153, 1993 was retitled FISCAL ORDINANCE NO. 20, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 20, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Thirty-four Thousand Dollars ($134,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Support Services Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Support Services Division, to re-appropriate the unexpended and unencumbered balance of a 1992 grant from Lilly Endowment in order to develop a strategic plan for Parks and Recreation.

SECTION 2. The sum of One Hundred Thirty-four Thousand Dollars ($134,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION SUPPORT SERVICES DIVISION	PARK GENERAL FUND
3. Other Services and Charges	$134,000
TOTAL INCREASE	$134,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	PARK GENERAL FUND
Unappropriated and Unencumbered Park General Fund	$134,000
TOTAL REDUCTION	$134,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 154, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 154, 1993 on March 25, 1993. The proposal appropriates $11,868 for the Department of Parks and Recreation, Marketing Services Division, to continue the Youth Conservation Corp Build-A-Park Program in 1993. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:11 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 154, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Hinkle, Ruhmkorff

Proposal No. 154, 1993 was retitled FISCAL ORDINANCE NO. 21, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 21, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Eleven Thousand Eight Hundred Sixty-eight Dollars ($11,868) in the Park General Fund for purposes of the Department of Parks and Recreation, Marketing Services Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Marketing Services Division, to receive the balance of a 70-30% matching grant awarded in 1992 by the National Park Service for the Youth Conservation Corp Build-A-Park Program.

SECTION 2. The sum of Eleven Thousand Eight Hundred Sixty-eight Dollars ($11,868) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION MARKETING SERVICES DIVISION	PARK GENERAL FUND
3. Other Services and Charges	$11,868
TOTAL INCREASE	$11,868

SECTION 4. The said additional appropriations are funded by the following reductions:

	PARK GENERAL FUND
Unappropriated and Unencumbered Park General Fund	$11,868
TOTAL REDUCTION	$11,868

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 157, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 157, 1993. The proposal, sponsored by Councillor Moriarty, appropriates $317 for the Presiding Judge of the Municipal Court to purchase supplies for the GED/Literacy Program funded by grants from Indiana Black Expo, Inc. and Melvin Simon & Associates. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:13 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 157, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Hinkle, O'Dell, Ruhmkorff

Proposal No. 157, 1993 was retitled FISCAL ORDINANCE NO. 22, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 22, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Hundred Seventeen Dollars ($317) in the County Grants Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (cc) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to appropriate funds from Indiana Black Expo, Inc. and Melvin Simon and Associates, Inc. to pay for supplies for the Municipal Probation GED/Literacy Program.

SECTION 2. The sum of Three Hundred Seventeen Dollars ($317) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PRESIDING JUDGE OF THE MUNICIPAL COURT	COUNTY GRANTS FUND
2. Supplies	$317
TOTAL INCREASE	$317

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GRANTS FUND
Unappropriated and Unencumbered County Grants Fund	$317
TOTAL REDUCTION	$317

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 158, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 158, 1993 on April 7, 1993. The proposal appropriates $20,272 for the Auditor to provide fringe benefits for Juvenile Court's companion Proposal No. 109, 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 158, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Brents, Hinkle, O'Dell, Ruhmkorff

Proposal No. 158, 1993 was retitled FISCAL ORDINANCE NO. 23, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 23, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty Thousand Two Hundred Seventy-two Dollars ($20,272) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor to provide fringe benefits for the Juvenile Court's companion Proposal No. 109, 1993.

SECTION 2. The sum of Twenty Thousand Two Hundred Seventy-two Dollars ($20,272) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY AUDITOR	COUNTY GENERAL FUND
1. Personal Services (fringes)	$20,272
TOTAL INCREASE	$20,272

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$20,272
TOTAL REDUCTION	$20,272

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 159, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 159, 1993 on April 7, 1993. The proposal appropriates $44,271 for the Marion County Justice Agency to conduct the Drug Use Forecasting Program through an inter-agency agreement with the National Institute of Justice. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 159, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, SerVaas, Shambaugh, Short, Smith, West
1 NAY: Black
5 NOT VOTING: Golc, O'Dell, Ruhmkorff, Schneider, Williams

Proposal No. 159, 1993 was retitled FISCAL ORDINANCE NO. 24, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Forty-four Thousand Two Hundred Seventy-one Dollars ($44,271) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (dd) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to continue conducting the Drug Use Forecasting Program in Marion County through an inter-agency agreement with the National Institute of Justice..

SECTION 2. The sum of Forty-four Thousand Two Hundred Seventy-one Dollars ($44,271) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY JUSTICE AGENCY	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$37,606
2. Supplies	1,000
3. Other Services and Charges	400
COUNTY AUDITOR	
1. Personal Services (fringes)	5,265
TOTAL INCREASE	$44,271

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$44,271
TOTAL REDUCTION	$44,271

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 160, 1993. The proposal appropriates $372,074 for the Marion County Justice Agency to remit the final arbitrage payment on the JUSTIS bond and to cover repair expenses and the purchase of new equipment for the JUSTIS II system. Councillor Dowden asked for consent to postpone Proposal No. 160, 1993 until April 26, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 161, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 161, 1993 on March 17, 1993. The proposal amends the Code by extending the current sewer service and user rates. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 161, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
5 NOT VOTING: Dowden, Gilmer, Gray, Jones, Ruhmkorff

Proposal No. 161, 1993 was retitled GENERAL ORDINANCE NO. 14, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 14, 1993

A GENERAL ORDINANCE amending the Section of the Code dealing with the establishment of rates and charges for the use of the sewer system.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 27-102 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken through as follows:

Sec. 27-102. Basis for charge; how calculated.

(a) Established. The sewer user charge imposed by this article shall be based upon the following general formulas:

$$V_T = Vu_1 + Vu_2 \ldots + Vu_n$$

$$V_c = \frac{C_T - C_I - C_{I'} - Cu - C_E - I}{V_T} + \frac{0.25(C_I + C_{I'} + Cu)}{V_T}$$

$$Cc = \frac{0.75(C_I + C_{I'} + Cu)}{T_c} \div 12$$

Nonindustrial user:

$$R = Vu(Vc) + Cc$$

Industrial user:

$$R = Vu(Vc) + Bc(B) + Sc(S) + Nc(N) + Pc(P) + Vu(Iu) + Cc$$

Where

Cc	=	Availability of service charge per month.
C_T	=	Total operation and maintenance cost per a unit of time.
C_I	=	Operation and maintenance cost to transport and treat infiltration per a unit of time.
$C_{I'}$	=	Operation and maintenance cost to transport and treat inflow per a unit of time.
C_u	=	Operation and maintenance cost to transport and treat unmetered water per a unit of time.
C_E	=	Operation and maintenance cost to treat wastes in excess of base level strength.
Vc	=	Operation and maintenance cost to transport and treat a unit of users' wastes equal to or below the base level strength.
Bc	=	Operation and maintenance cost to treat a unit of BOD.
Sc	=	Operation and maintenance cost to treat a unit of SS.
Nc	=	Operation and maintenance cost to treat a unit of ammonia nitrogen.
Pc	=	Operation and maintenance cost to treat any other pollutant.
B	=	Amount of BOD from a user above a base level.
S	=	Amount of SS from a user above a base level.
N	=	Amount of ammonia nitrogen from a user above a base level.
P	=	Amount of any other pollutant from a user above a base level.
V_U	=	Volume contribution per user per a unit of time.

V_T = Total volume contribution from all users per a unit of time (does not include infiltration, inflow and unmetered).
I = Industrial surveillance cost per a unit of time.
I_u = Industrial surveillance cost per a unit of industrial volume per a unit of time.
R = User's charge for operation and maintenance per a unit of time.
V_R = Total waste water contributed by residential customers per a year.
T_C = Total number of connections to the system.

(b) Application. Until amended the following rates or factors shall apply; effective January 1, 1985, and shall be in effect for the calendar years 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992 and ~~for the first four months of 1993, January 1 through April 30~~ for the calendar year of 1993:

Vc = $1.1339 per 1,000 gallons
Iu = $0.0539 per 1,000 gallons
Bc = $0.0859 per pound
Sc = $0.0970 per pound
Cc = $2.03 per month
N = $0.4474 per pound

(c) Minimum charge and base level. The minimum charge on any monthly billing for an industrial user shall be $5.59 and non-industrial user shall be $5.43. Further, for the purpose of the foregoing formulas, the BOD base level shall be 250 milligrams per liter, and SS base level shall be 300 milligrams per liter, and NH_3-N base level shall be 20 milligrams per liter. The industrial and non-industrial rates and charges will be based on the quantity of water used on or delivered to the property or premises subject to such rates and charges, as the same is measured by the water meters in use and the strength of the waste where applicable except as hereinafter provided.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 162, 163, 164, 165 and 166, 1993. Councillor Gilmer asked for consent to vote on these five transportation proposals together. Consent was given. PROPOSAL NO. 162, 1993. The proposal amends the Code by authorizing a multi-way stop at Fox Hill Drive and Hoover Road (District 2). PROPOSAL NO. 163, 1993. The proposal amends the Code by authorizing a four-way stop at Olney Street and 61st Street (District 7). PROPOSAL NO. 164, 1993. The proposal amends the Code by authorizing parking restrictions on Ray Street between Meridian Street and Union Street (District 16). PROPOSAL NO. 165, 1993. The proposal amends the Code concerning parking restrictions in the downtown area and on East Washington Street (District 16, 22). PROPOSAL NO. 166, 1993. The proposal amends the Code concerning parking restrictions on Washington Street from West Street to Somerset Avenue (Districts 16, 17). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 162, 163, 164, 165 and 166, 1993 on March 24, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal

Nos. 162, 163, 164, 165 and 166, 1993, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Hinkle, Jones, Ruhmkorff

Proposal No. 162, 1993 was retitled GENERAL ORDINANCE NO. 34, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 34, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
10, Pg. 3	Fox Hill Dr. & Hoover Rd.	Fox Hill Dr.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
10, Pg. 3	Fox Hill Dr. & Hoover Rd.	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 163, 1993 was retitled GENERAL ORDINANCE NO. 35, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 6	Olney St. & 61st St.	Olney St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 6	Olney St. & 61st St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 164, 1993 was retitled GENERAL ORDINANCE NO. 36, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Ray Street, on both sides, from
Meridian Street to Union Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 165, 1993 was retitled GENERAL ORDINANCE NO. 37, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-270, Parking prohibited during specified hours on certain days; Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; Section 29-283, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY AND HOLIDAYS
From 7:00 a.m. to 6:00 p.m.

Pennsylvania Street, on both sides, from
Washington Street to Ohio Street

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 1:00 a.m. to 6:00 p.m.

Michigan Street, on the north side, from
Illinois Street to Meridian Street

Michigan Street, on the north side, from
West Street to Senate Avenue

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY
From 4:00 p.m. to 7:00 a.m.

New Jersey Street, on both sides, from
Wabash Street to New York Street

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 6:00 a.m. to 9:00 a.m.

Meridian Street, on the west side, from
a point 200 feet south of St. Joseph Street to New York Street

Ohio Street, on the north side, from
Delaware Street to East Street

Senate Avenue, on the west side, from
a point 250 feet south of Tenth Street to New York Street

From 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.

Capitol Avenue, on the west side, from
New York Street to Ohio Street

Capitol Avenue, on the east side, from
North Street to New York Street

Delaware Street, on the east side, from
Georgia Street to Maryland Street

Delaware Street, on the east side, from
Market Street to New York Street

Delaware Street, on the west side, from
Georgia Street to Ohio Street

East Street, on the west side, from
Michigan Street to Washington Street

Illinois Street, on the west side, from
Washington Street to Ohio Street

Michigan Street, on the north side, from
Senate Avenue to Illinois Street

New York Street, on the south side, from
Pennsylvania Street to East Street

Ohio Street, on the south side, from
West Street to Illinois Street

Pennsylvania Street, on the east side, from
Ohio Street to Maryland Street

Pennsylvania Street, on the west side, from
New York to Court Street

Senate Avenue, on the east side, from
Washington Street to Michigan Street

Senate Avenue, on the west side, from
Washington Street to Miami Street

Washington Street, on the north side, from
East Street to a point 215 feet west of Alabama Street

Washington Street, on the north side, from
Delaware Street to Pennsylvania Street

From 7:00 a.m. to 9:00 a.m.

Capitol Avenue, on the east side, from
St. clair Street to North Street

From 3:00 p.m. to 6:00 p.m.

Illinois Street, on the west side, from
New York Street to Michigan Street

Meridian Street, on the east side, from
New York Street to a point 109 feet south of St. Joseph Street

Ohio Street, on the south side, from
Alabama Street to East Street

North Street, on the south side, from
Senate Avenue to Meridian Street

Washington Street, on the north side, from
Alabama Street to the east city limits

From 4:00 p.m. to 6:00 p.m.

Delaware Street, on the west side, from
North Street to Eleventh Street

Delaware Street, on the west side, from
Twelfth Street to Sixteenth Street

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

Michigan Street, on the north side, from
Senate Avenue to Illinois Street

SECTION 4. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Delaware Street, on the west side, from
Sixteenth Street to a point 100 feet south of sixteenth Street

Washington Street, on both sides, from
East Street to Edmondson Avenue

SECTION 5. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 1:00 a.m. to 6:00 p.m.

Michigan Street, on the north side, from
Meridian Street to West Street

SECTION 6. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
From 6:00 a.m. to 9:00 a.m.
Capitol Avenue, on the west side, from
Ohio Street to New York Street

Delaware Street, on the west side, from
Georgia Street to Maryland Street

Meridian Street, on the west side, from
North Street to a point 200 feet south of St. Joseph Street

Ohio Street, on the north side, from
Alabama Street to East Street

Pennsylvania Street, on the east side,
from Ohio Street to Maryland Street

Senate Avenue, on the west side, from
Vermont Street to a point 250 feet south of Tenth Street

Washington Street, on the north side, from
Pennsylvania Street to East Street

From 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.

Delaware Street, on the west side, from
Maryland Street to Ohio Street

Pennsylvania Street, on the west side, from
Ohio Street to New York Street

From 3:00 p.m. to 6:00 p.m.

Delaware Street, on the east side, from
Market Street to New York Street

Meridian Street, on the east side, from
North Street to a point 109 feet south of St. Joseph Street

New York Street, on the south side, from
Pennsylvania Street to East Street

North Street, on the south side, from
Pierson Street to Senate Avenue

Senate Avenue, on the east side, from
Vermont Street to Michigan Street

From 4:00 p.m. to 6:00 p.m.

New Jersey Street, on the both sides, from
Wabash Street to New York Street

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 166, 1993 was retitled GENERAL ORDINANCE NO. 38, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-270, Parking prohibited during specified hours on certain days; Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; Section 29-272, Parking time restricted on designated days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Washington Street, on both sides,
from a point 400 feet
east of the east curb line of Belmont Avenue
to a point 400 feet west
of the west curbline of Belmont Avenue

Washington Street, on both sides,
from Tremont Avenue to Sheffield Avenue

Washington Street, on the north side,
from the west curbline of the driveway in Central Hospital
to the east curbline of Tibbs Avenue

Washington Street, on the south side,
from a point 625 feet west of the west curbline
of Tibbs Avenue to the west curbline of Tibbs Avenue

Washington Street, on the south side,
from the west curbline of Harding Street,
west for a distance of 600 feet

Washington Street, on the south side,
from the east curbline of Tibbs Avenue,
east for a distance of 112 feet

Washington Street, on the southside,
from White River Parkway, West Drive to
the first alley west of White River Parkway, West Drive

West Washington Street, on the north side,
from White River Parkway, West Drive, east leg to
White River Parkway, West Drive, west leg

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
From 7:00 a.m. to 6:00 p.m.

Washington Street, on both sides,
from Harding Street to Elder Street

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
From 7:00 a.m. to 9:00 a.m.

Washington Street, on the south side,
from West street to the west city limits

ON ANY DAY EXCEPT SATURDAYS & SUNDAYS
From 3:00 p.m. to 6:00 p.m.

Washington Street, on the north side,
from Pershing Avenue to Sheffield Avenue

Washington Street, on the south side,
from Capitol Avenue to the west city limits

From 2:00 p.m. to 6:00 p.m.

Washington Street, on the north side,
from Pershing Avenue to Sheffield Avenue

From 7:00 a.m. to 9:00 a.m.

Washington Street, on the north side,
from Pershing Avenue to Sheffield Avenue

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the deletion of the following, to wit:

NINETY MINUTES
ON ANY DAY EXCEPT SUNDAY
From 7:00 a.m. to 4:00 p.m.

Washington Street, on the north side,
from White River to Elder Avenue

From 9:00 a.m. to 6:00 p.m.

Washington Street, on the southside,
from White River Drive to Elder Avenue

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Washington Street, on the north side,
from West Street to Somerset Avenue

Washington Street, on the south side,
from West Street to Elder Avenue

Washington Street, on the south side,
from Sheffield Avenue to Tremont Avenue

Washington Street, on the southside,
from Hancock Avenue to Somerset Avenue

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Mr. Elrod read the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition Nos. 92-Z-127A, 92-Z-127B, 92-Z-127C and 92-Z-132. Proposal Nos. 214, 215, 216 and 217, 1993, at its next regular meeting on April 26, 1993, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. Petition No. 92-Z-127A proposes to rezone 7.025 acres at 3520 East 56th Street from D-A to SU-1 to provide for a church. Petition No. 92-Z-127B proposes to rezone 11.923 acres at 3520 East 56th Street from D-A to D-5 to provide for residential development. Petition No. 92-Z-127C proposes to rezone 21.709 acres at 3520 East 56th Street from D-A to D-4 to provide for residential development. Petition No. 92-Z-132 proposes to rezone 2.76 acres at 4920 East 56th Street from D-A to C-3 to provide for commercial uses.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

NEW BUSINESS

Councillor Rhodes reported that Councillor Boyd made a motion at the January 25, 1993 Council meeting and it was referred to the Administration and Finance Committee. Councillor Boyd's motion is as follows: That the Council formally review the policy and process issues involved in the awarding and monitoring of consultant contracts and that such review result in formal recommendations made to the Council on a schedule determined by the President but in time to be incorporated into 1993 budget deliberations. By a 5-2 vote on April 5, 1993, the Committee reported the motion to the Council with the recommendation that it do pass.

Councillor Coughenour moved that Councillor Boyd be requested to put his motion in a proposal format with details on the scope and composition of the task force and further moved that it be returned to the Administration and Finance Committee. Councillor Hinkle seconded this motion. The motion passed by a majority voice vote.

The President asked Councillor Boyd to present it to the Council and the President said he will then assign it to Administration and Finance Committee.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:40 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 12th day of April, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, APRIL 26, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:12 p.m. on Monday, April 26, 1993, with Councillor SerVaas presiding.

Councillor West led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Shambaugh announced that on August 6, 1994 the Indianapolis Motor Speedway will hold a Winston Cup NASCAR Race (National Association of Stock Car Auto Racing), the first ever for the City.

Councillor O'Dell stated that the Warren Township Fire Department and a fire department just outside Moscow, Russia, are involved in a technical exchange program sponsored by the U.S. State Department. Councillor O'Dell recognized Don Abbott, Training Director, Warren Township Fire Department. Mr. Abbott introduced the two Russian firemen, Chief Slava Mozaliv and Assistant Chief Stas Stanislav, and their interpreter Vladimir Ostrovsky.

The President acknowledged the presence of Carmen DeRusha, Special Program Coordinator for the Marion County Co-Op/Purdue Extension, and three of her foreign students who are from Chile, Equador and Peru.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 26, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

April 13, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 15, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 179, 180, 193, 194, 195, 196, 198, 199, 214, 215, 216 and 217, 1993, to be held on Monday, April 26, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

April 16, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 22, 1993, a copy of LEGAL NOTICE on General Ordinance No. 14, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 18, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional $3,914,984 in the Welfare General Fund for purposes of the Department of Public Welfare and reducing the unappropriated and unencumbered balance in the Welfare General Fund.

FISCAL ORDINANCE NO. 19, 1993, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional $557,000 in the Park General Fund for purposes of the Department of Parks and Recreation, Natural Resources Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 20, 1993, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional $134,000 in the Park General Fund for purposes of the Department of Parks and Recreation, Support Services Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 21, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional $11,868 in the Park General Fund for purposes of the Department of Parks and Recreation, Marketing Services Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 24, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional $44,271 in the State and Federal Grants for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

SPECIAL RESOLUTION NO. 17, 1993, recognizing the 1992-93 Ben Davis Giants basketball team.

SPECIAL RESOLUTION NO. 18, 1993, recognizing the Ben Davis High School Golf Team.

SPECIAL RESOLUTION NO. 19, 1993, amending S.R. 76, 1991 by extending the expiration date on the Inducement Resolution for Allison Gas Turbine Division to October 31, 1993.

GENERAL ORDINANCE NO. 14, 1993, amending the Code by extending the current sewer service and user rates.

GENERAL ORDINANCE NO. 34, 1993, amending the Code by authorizing a multi-way stop at Fox Hill Drive and Hoover Road (District 2).

GENERAL ORDINANCE NO. 35, 1993, amending the Code by authorizing a four-way stop at Olney Street and 61st Street (District 7).

GENERAL ORDINANCE NO. 36, 1993, amending the Code by authorizing parking restrictions on Ray Street between Meridian Street and Union Street (District 16).

GENERAL ORDINANCE NO. 37, 1993, amending the Code concerning parking restrictions in the downtown area and on East Washington Street (District 16, 22).

GENERAL ORDINANCE NO. 38, 1993, amending the Code concerning parking restrictions on Washington Street from West Street to Somerset Avenue (District 16, 17).

SPECIAL ORDINANCE NO. 2, 1993, amending S.O. 1, 1993 which authorizes the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000 and amending the authorized redemption provisions and certain other matters.

SPECIAL ORDINANCE NO. 3, 1993, determining not to allow the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to fund welfare services for the remainder of 1993, and authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners, to borrow $19,350,000 from a financial institution on behalf of the Marion County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Gilmer moved to suspend the rules and move Proposal No. 226, 1993 up on the agenda. The President ruled that the proposal would be heard at the end of the Introduction of Proposals. The proposed agenda, as amended, was adopted by consent.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of April 12, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 234, 1993. This proposal, sponsored by Councillors Giffin and Borst, recognizes William K. McGowen, Jr. Councillor Giffin read the resolution and presented a framed document to Mr. McGowen, who expressed appreciation for the recognition. Councillor Giffin moved, seconded by Councillor Borst, for adoption. Proposal No. 234, 1993 was adopted by unanimous voice vote.

Proposal No. 234, 1993 was retitled SPECIAL RESOLUTION NO. 20, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 20, 1993

A SPECIAL RESOLUTION recognizing William K. McGowan, Jr.

WHEREAS, things do not "just happen", they are initiated by good motivators and organizers; and

WHEREAS, one such man who makes things happen is William K. McGowan, Jr., President and CEO of both the Indianapolis Convention and Visitors Association and The Indianapolis Project, Inc.; and

WHEREAS, since McGowan assumed the top job of drumming up Indianapolis convention business in 1984, ICVA has increased its meeting bookings from 30 to 263 a year, the number of annual delegates went up from 147,000 to 632,000, and the number of room-night lodgings from 79,000 to 401,000; and

WHEREAS, since 1984, four million people have enjoyed conventions, trade shows, corporate meetings and other major events in Indianapolis due to the hard and smart work of Bill McGowan and the people who work with him; and

WHEREAS, Mr. McGowan is a graduate of Notre Dame University, is active in numerous trade and professional associations, and is always on duty for promoting Indianapolis as being a good place to hold one's event; and

WHEREAS, he has been honored as an "Outstanding Young Man of America", a "Man of the Year" by the Indianapolis Notre Dame Club, a "Sagamore of the Wabash" by Governors Bowen and Orr, crowned the "Irishman of the Year" by the Athletic Club, and has received commendations by the Indiana Society of Architects and by the American Bus Association; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes William K. McGowan, Jr., for his leadership, skill and energy to make Indianapolis a premier meeting and convention location.

SECTION 2. The Council wishes the best of continued success to Bill McGowan, his staff, and to the members and directors of the organizations which promote and host the thriving convention business in Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 235, 1993. This proposal, sponsored by Councillor Gilmer, recognizes radio newscaster Fred Heckman. Councillor Gilmer read the resolution and presented a framed document to Mr. Heckman, who expressed appreciation for the recognition. Mrs. Heckman was also present. The President voiced his admiration of Mr. Heckman. Councillor Gilmer moved, seconded by Councillor West, for adoption. Proposal No. 235, 1993 was adopted by unanimous voice vote.

Proposal No. 235, 1993 was retitled SPECIAL RESOLUTION NO. 21, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 1993

A SPECIAL RESOLUTION recognizing radio newscaster Fred Heckman.

WHEREAS, for the past 36 years, Fred Heckman, News Director of WIBC Radio, got the city moving each morning; and

WHEREAS, during fast breaking news events, Heckman or his news reporters would be on location keeping the city up-to-the-minute, including the tense Tony Kiritsis hostage incident when the FBI authorized him to be the negotiator; and

WHEREAS, Mr. Heckman is a World War II and Korean War veteran, has served on the Board of the Radio and Television News Directors Association, is past State President of the AP and UPI Broadcast Organizations, has been active in SDX and the Indianapolis Press Club, has been on the Boards of the local chapters of the American Red Cross, American Legion and the American Cancer Society, and has been active each year with the Veterans Day Council; and

WHEREAS, he is commemorated in the Indiana Journalism Hall of Fame, is a Boy Scout Silver Beaver, received the Distinguished Carmel Resident Award, and has been named a Sagamore of the Wabash by Governors Welsh, Whitcomb, Bowen and Orr; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Fred Heckman, a local radio newscaster since 1957 who was not prone to sensationalism, who dug for both sides of the story, who has been the dean of local electronic news, and a man who generously shared his time and talent with service and veterans organizations and to his professional societies.

SECTION 2. The Council wishes Mr. Heckman well in the future, and more time with certain headlines in his life that rate top billings, including his wife Barbara, their five children, and lakes full of big fish just waiting for the "Heckman hook".

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 228, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $27,000

for the County Auditor to purchase equipment;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 229, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Daniel T. Kozlowski as Director of the Department of Metropolitan Development; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 230, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving certain public purpose grants for support of the arts"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 232, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $270,723 to the Marion County Public Defender Agency to pay contractual public defender expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 233, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by removing parking meters on the west side of Capitol Avenue between 16th Street and 21st Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 236, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION rejecting amendments to Regulation XIII Asbestos Abatement, adopted April 8, 1993"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 214, 215 and 216, 1993. These proposals are rezoning ordinances for certain property in Washington Township, Councilmanic District 4, located at 3520 East 56th Street (approximate address). Proposal Nos. 214, 215 and 216, 1993 were certified by the Metropolitan Development Commission on April 8, 1993. On April 12, 1993, the Council voted to schedule a public hearing for April 26, 1993. Councillor Rhodes made the following announcement:

> Mr. President:
>
> The petitioners and remonstrators in Rezoning Petitions 92-Z-127A, 127B and 127C have reached a settlement which has been incorporated in additional commitments which were ratified by the Metropolitan Development Commission on April 21, 1993.
>
> I therefore move that Proposal Nos. 214, 215 and 216, 1993 as modified by the additional commitments be adopted without formal hearing.
>
> s/Councillor Stuart Rhodes

Councillor Rhodes said that he wished to thank all the neighbors together with the staffs from the Department of Metropolitan Development, the Department of Transportation and the

Department of Public Works for working to reach an agreement on the rezoning of the property at 3250 East 56th Street.

Councillor Rhodes' motion was seconded by Councillor Dowden and passed by unanimous voice vote.

Proposal Nos. 214, 215 and 216, 1993 were adopted by the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Black, Moriarty, Schneider

Proposal Nos. 214, 215 and 216, 1993 were retitled REZONING ORDINANCE NOS. 52, 53 and 54, 1993 and are identified as follows:

REZONING ORDINANCE NO. 52, 1993. 92-Z-127A WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #04.
3520 EAST 56TH STREET (approximate address), INDIANAPOLIS.
JOSEPH W. HARRICK, by James B. Burroughs, requests the rezoning of 7.025 acres, being in the D-A District, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 53, 1993. 92-Z-127B WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #04.
3520 EAST 56TH STREET (approximate address), INDIANAPOLIS.
JOSEPH W. HARRICK, by James B. Burroughs, requests the rezoning of 11.923 acres, being in the D-A District, to the D-5 classification to provide for residential development.

REZONING ORDINANCE NO. 54, 1993. 92-Z-127C WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT #04.
3520 EAST 56TH STREET (approximate address), INDIANAPOLIS.
JOSEPH W. HARRICK, by James B. Burroughs, requests the rezoning of 21.709 acres, being in the D-A District, to the D-4 classification to provide for residential development.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 226, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 226, 1993 on April 19, 1993. The proposal, sponsored by Councillor Gilmer, approves a public purpose grant to USS Indianapolis Survivors Memorial Organization, Inc. in the amount of $5,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer introduced Pat Finneran, the author of the booklet *USS Indianapolis (CA-35)* and a member of the USS Indianapolis Survivor Memorial Organization, Inc. He thanked the Council for the $5,000 grant. Mr. Finneran acknowledged the presence of Marcia Mackey, Mike Barth, and Keith Smith, who are also members of the USS Indianapolis Survivor Memorial Organization, Inc. He recognized the lone Indianapolis survivor of the USS Indianapolis, Jim O'Donnell. Tom O'Donnell, Jim O'Donnell's son, was also present.

Councillor Gilmer stated that he hopes the Council will make an additional contribution to this organization. Councillor Short moved that within the next year to eighteen months the Council put together a gift of $50,000 for this project. Councillor Jimison seconded this motion. The President thanked Councillors Short and Jimison for their remarks.

Councillor Rhodes moved, seconded by Councillor Gilmer, for adoption. Proposal No. 226, 1993 was adopted by unanimous voice vote.

Proposal No. 226, 1993 was retitled SPECIAL RESOLUTION NO. 22, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 1993

A SPECIAL RESOLUTION approving a public purpose grant to USS Indianapolis Survivors Memorial Organization, Inc. in the amount of $5,000.

WHEREAS, the City-County Council for the City of Indianapolis and Marion County proposes to authorize the City Controller to make a public purpose grant in the amount of $5,000 to the USS Indianapolis Survivors Memorial Organization, Inc. in its effort to build a memorial on the banks of the downtown Canal to honor those who gave their lives as well as the survivors of the USS Indianapolis; and

WHEREAS, the heavy cruiser USS Indianapolis (CA-35), named after Indiana's capital city, had just delivered the two atomic bombs from the U.S. to Tinian Island when the ship was sunk by a Japanese submarine on July 30, 1945; and

WHEREAS, of the 1,197 sailors and marines on board, 880 lost their lives; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 57, 1992 Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council, in concert with Mayor Stephen Goldsmith, finds it fitting and proper that this Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Grant by the City Controller in the amount of $5,000 to USS Indianapolis Survivors Memorial Organization, Inc. is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 237-241, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 22, 1993". The Council did not schedule Proposal Nos. 237-241, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 237-241, 1993 were retitled REZONING ORDINANCE NOS. 47-51, 1993 and are identified as follows:

REZONING ORDINANCE NO. 47, 1993. 93-Z-27. DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
5640 SOUTH HIGH SCHOOL ROAD (approximate address), INDIANAPOLIS.
JEFFREY M. REASNER requests the rezoning of 36.0 acres, being in the D-A District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 48, 1993. 93-Z-33 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 02.
3102 WEST 79TH STREET (approximate address), INDIANAPOLIS.
BART ASHBY requests the rezoning of 0.50 acre, being in the D-5 District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 49, 1993. 93-Z-34 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
128 SOUTH COLLEGE AVENUE (REAR) (approximate address), INDIANAPOLIS.
DEPARTMENT OF METROPOLITAN DEVELOPMENT OF NEIGHBORHOOD & DEVELOPMENT SERVICES DIVISION requests the rezoning of 0.077 acre, being in the I-4-U District, to the C-ID classification to provide for a parking lot for a contractor's business.

REZONING ORDINANCE NO. 50, 1993. 93-Z-38 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
1202 NORTH GIRLS SCHOOL ROAD (approximate address), INDIANAPOLIS.
M. S. D. OF WAYNE TOWNSHIP, by Philip A. Nicely, requests the rezoning of 41.212 acres, being in the SU-16 District, to the SU-2 classification to provide for educational uses associated with the Ben Davis High School campus.

REZONING ORDINANCE NO. 51, 1993. 93-Z-41 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 06.
3940 NORTH PENNSYLVANIA STREET (approximate address), INDIANAPOLIS.
D. A. REVNYAK requests the rezoning of 0.28 acre, being in the D-9 District, to the D-5 classification to provide for a single family residence.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 217, 1993. This proposal is a rezoning ordinance for certain property in Washington Township, Councilmanic District 4, located at 4920 East 56th Street (approximate address). Proposal No. 217, 1993 was certified by the Metropolitan Development Commission on April 8, 1993. On April 12, 1993, the Council voted to schedule a public hearing for April 26, 1993. Councillor Dowden stated that both petitioner and remonstrators have agreed to a postponement; therefore, he asked for consent to postpone Proposal No. 217, 1993 until May 10, 1993. Consent was given.

PROPOSAL NO. 160, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 160, 1993 on April 7 and 14, 1993. The proposal appropriates $372,074 for the Marion County Justice Agency to remit the final arbitrage payment on the JUSTIS bond and to cover repair expenses and the purchase of new equipment for the JUSTIS II system. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 160, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
3 NOT VOTING: Brents, Giffin, Ruhmkorff

Proposal No. 160, 1993 was retitled FISCAL ORDINANCE NO. 25, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Hundred Seventy-two Thousand Seventy-four Dollars

($372,074) in the Public Safety Escrow Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Public Safety Escrow Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (dd) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to pay the final arbitrage payment on the Justis bond and to have repairs made and equipment purchased for the Justis II System.

SECTION 2. The sum of Three Hundred Seventy-two Thousand Seventy-four Dollars ($372,074) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY JUSTICE AGENCY	PUBLIC SAFETY ESCROW FUND
3. Other Services and Charges	$356,191
4. Capital Outlay	15,883
TOTAL INCREASE	$372,074

SECTION 4. The said additional appropriations are funded by the following reductions:

	PUBLIC SAFETY ESCROW FUND
Unappropriated and Unencumbered Public Safety Interest Escrow	$372,074
TOTAL REDUCTION	$372,074

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 179, 1993. This proposal appropriates $86,214 for the County Auditor to pay the law enforcement continuing education program fees for the law enforcement agencies within Marion County. Councillor Rhodes asked for consent to postpone Proposal No. 179, 1993 until May 10, 1993. Consent was given.

PROPOSAL NO. 180, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 180, 1993 on April 19, 1993. The proposal appropriates $61,295 for the Department of Administration, Central Equipment Management Division, to purchase a new dump truck. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Black asked if the new dump truck will be American-made. Councillor Rhodes said that the purchase order, by law, cannot by law specify that the item be American-made; it has to be the lowest and best bid.

The President called for public testimony at 7:59 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 180, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Brents, Hinkle, Ruhmkorff

Proposal No. 180, 1993 was retitled FISCAL ORDINANCE NO. 26, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-one Thousand Two Hundred Ninety-five Dollars ($61,295) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Central Equipment Management Division, to replace a worn out vehicle.

SECTION 2. The sum of Sixty-one Thousand Two Hundred Ninety-five Dollars ($61,295) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION/CENTRAL EQUIPMENT MANAGEMENT DIVISION	CONSOLIDATED COUNTY FUND
4. Capital Outlay	$61,295
TOTAL INCREASE	$61,295

SECTION 4. The said additional appropriations are funded by the following reductions:

	CONSOLIDATED COUNTY FUND
Unappropriated and Unencumbered Consolidated County Fund	$61,295
TOTAL REDUCTION	$61,295

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 193, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 193, 1993 on April 14, 1993. The proposal appropriates $14,227 for the Prosecuting Attorney, acting as subgrantee for the Indiana Criminal Justice Institute, to pay the salary of one domestic violation counsellor for the Salvation Army for its Domestic Violence Victim's Counseling Project. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:05 p.m.

Abu X. Henderson, President of Social Action Committee 2000, stated that he believes more of the City resources need to be directed toward juveniles. The juvenile system is over-crowded and education for the juveniles consists of an hour and a half a day.

Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 193, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:
1 NOT VOTING: Hinkle

Proposal No. 193, 1993 was retitled FISCAL ORDINANCE NO. 27, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Fourteen Thousand Two Hundred Twenty-seven Dollars ($14,227) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (w) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to proceed with the annual appropriation for the Salvation Army by utilizing a federal grant from the Indiana Criminal Justice Institute.

SECTION 2. The sum of Fourteen Thousand Two Hundred Twenty-seven Dollars ($14,227) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY	STATE AND FEDERAL GRANTS FUND
3. Other Services and Charges	$14,227
TOTAL INCREASE	$14,227

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$14,227
TOTAL REDUCTION	$14,227

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 194, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 194, 1993 on April 14, 1993. The proposal appropriates $10,000 for the Prosecuting Attorney to extend the Street Terrorist Offender Program through September 30, 1993. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:07 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 194, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Black, Brents, Gray

Proposal No. 194, 1993 was retitled FISCAL ORDINANCE NO. 28, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Ten Thousand Dollars ($10,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (w) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to appropriate additional funding and extend the grant period for the Street Terrorist Offender Program to September 30, 1993.

SECTION 2. The sum of Ten Thousand Dollars ($10,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$ 8,300
COUNTY AUDITOR	
1. Personal Services (fringes)	1,700
TOTAL INCREASE	$10,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$10,000
TOTAL REDUCTION	$10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 195, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 195, 1993 on April 14, 1993. The proposal appropriates $62,400 for the Prosecuting Attorney to pay the salaries of an additional deputy prosecutor and a probation officer with the new drunk driving program. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:10 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 195, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Hinkle, Schneider

Proposal No. 195, 1993 was retitled FISCAL ORDINANCE NO. 29, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-two Thousand Four Hundred Dollars ($62,400) in the Alcohol and Drug Services Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Alcohol and Drug Services Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (w) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to hire a Deputy Prosecutor and Probation Officer to serve as part of a new comprehensive drunk driving program.

SECTION 2. The sum of Sixty-two Thousand Four Hundred Dollars ($62,400) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY	ALCOHOL AND DRUG SERVICES FUND
I. Personal Services	$52,000
COUNTY AUDITOR	
I. Personal Services (fringes)	10,400
TOTAL INCREASE	$62,400

SECTION 4. The said additional appropriations are funded by the following reductions:

	ALCOHOL AND DRUG SERVICES FUND
Unappropriated and Unencumbered Alcohol and Drug Services Fund	$62,400
TOTAL REDUCTION	$62,400

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 196, 1993. The proposal appropriates $21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer. Councillor Dowden asked for consent to postpone Proposal No. 196, 1993 until May 10, 1993. Consent was given.

PROPOSAL NO. 198, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 198, 1993 on April 14, 1993. The proposal appropriates $22,000 for the Marion County Public Defender Agency to increase 1993 appropriations to the amount specified in the 1992 public defender mandate settlement. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:11 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 198, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

4 NOT VOTING: Hinkle, O'Dell, Rhodes, Schneider

Proposal No. 198, 1993 was retitled FISCAL ORDINANCE NO. 30, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty-two Thousand Dollars ($22,000) in the Supplemental Public Defender Fund for purposes of the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the Supplemental Public Defender Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (ccc) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to increase 1993 appropriations to the amount specified in the 1992 public defender mandate settlement.

SECTION 2. The sum of Twenty-two Thousand Dollars ($22,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY PUBLIC DEFENDER AGENCY	SUPPLEMENTAL PUBLIC DEFENDER FUND
3. Other Services and Charges	$22,000
TOTAL INCREASE	$22,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	SUPPLEMENTAL PUBLIC DEFENDER FUND
Unappropriated and Unencumbered Supplemental Public Defender Fund	$22,000
TOTAL REDUCTION	$22,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 199, 1993. The proposal appropriates $3,600 for the Superior Court, Criminal Division, Probation Department, to fund a workshop series that will provide assessments of probations. Councillor Dowden asked for consent to postpone Proposal No. 199, 1993 until May 10, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 84, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 84, 1993 on April 19, 1993. The proposal amends S.R. No. 80, 1992 by clarifying participation dates of County employees who join the Public Employees Retirement Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor O'Dell, for adoption. Proposal No. 84, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:

4 NOT VOTING: Hinkle, O'Dell, Schneider, Smith

Proposal No. 84, 1993 was retitled SPECIAL RESOLUTION NO. 23, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1993

A SPECIAL RESOLUTION for an amendment to Special Resolution No. 80, 1992 which authorized certain employees of Marion County to join the Public Employees Retirement Fund ("P.E.R.F.").

WHEREAS, the City-County Council of Indianapolis and Marion County, on April 8, 1974 passed Special Resolution No. 14, 1974, authorizing certain employees of Marion County not already covered by a State pension plan to be covered by the P.E.R.F.; and

WHEREAS, on November 2, 1992, the City-County Council of Indianapolis and Marion County passed Special Resolution No. 80, 1992 to allow for the participation of other County employees in the P.E.R.F.; and

WHEREAS, the City-County Council now desires to amend Special Resolution No. 80, 1992; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Special Resolution No. 80, 1992 is hereby amended by deleting the words stricken-through and adding the words underlined as follows:

SECTION 1. In addition to all county employees and elected and appointed officials covered by Special Resolution No. ~~5~~14, 197~~74~~, the County of Marion elects to extend membership in the P.E.R.F. to County employees as described in Section 2.

SECTION 2. A. All County employees who occupy positions normally requiring performance of service of one thousand five hundred fifty (1,550) hours or more during a calendar year shall be members of the P.E.R.F. Participation of these employees in the P.E.R.F. shall date from July 1, 197~~8~~4 (as provided in Special Resolution No. ~~5~~14, 197~~74~~) or the employee's date of hire, whichever is later, or as otherwise provided by law.

B. All County employees ~~hired on or after April 1, 1992~~ who occupy positions normally requiring performance of service of less than one thousand five hundred and fifty (1,550) hours per year and who were hired on or after April 1, 1992 or who began to work in such a position on or after April 1, 1992 shall not be eligible to participate in the P.E.R.F.

C. All current County employees who occupy positions normally requiring performance of services of more than one thousand (1000) hours and less than one thousand five hundred fifty (1,550) during a calendar year and who are currently participating in the P.E.R.F. shall have the option of deciding whether they wish to continue their participation in the P.E.R.F. Employees who desire to discontinue their participation in the P.E.R.F. shall have until December 31, 1992 to notify the Marion County Auditor's Office that they wish to discontinue their participation. Any employee who does not notify the Auditor's office as to which option he/she desires shall be continued in the P.E.R.F. The date of participation for those employees who elect to remain in the P.E.R.F. shall be the date of July 1, 197~~8~~4 or their date of hire, whichever is later, or as otherwise provided by law.

SECTION 2. Should any provision, section, paragraph, sentence, clause or any other portion of this resolution be declared by a Court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this resolution. To this end the provisions of this resolution are severable.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 181, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 181, 1993 on April 19, 1993. The proposal, sponsored by

Councillor Dowden, amends the Code concerning sick leave for police officers. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Dowden, for adoption. Proposal No. 181, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Hinkle, O'Dell, Williams

Proposal No. 181, 1993 was retitled GENERAL ORDINANCE NO. 39, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by revising certain benefits provided for sworn members of the Indianapolis Police Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. Chapter 23, Article VIII, Sec. 23-104, of the Code of Indianapolis and Marion County is hereby amended by deleting the words stricken-through and inserting the words underlined as follows:

Sec. 23-104. Sick leave.

(a) Any active member of the police department hired on or before December 31, 1984, or after January 1, 1993, or any active member who is hired between these two dates and who makes an election pursuant to Sec. 4(d) who is unable to perform the duties of his employment by reason of sickness, accident or injury is entitled to not less than ninety (90) calendar days sick leave with full pay in a calendar year, or for the period of such incapacity, should said period be less than ninety (90) days. In the case of an officer incurring a sickness, accident or injury in the direct line of duty the chief, with the approval of the director of public safety, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered, a medical doctor or psychologist retained by the department must certify the member as unfit for active duty. If the member is unable to return to work he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies, and procedures for the administration of paid sick leave and extensions thereof.

(b) Any active member of the Indianapolis Police Department hired between December 31, 1984 and January 1, 1993 and who does not make an election to opt out pursuant to Sec. 4(d), shall receive sick leaves as follows:

(1) *On-duty injury.* Any such member who is unable to perform the duties of his/her employment by reason of sickness, accident or injury incurred in the direct line of duty as certified by a medical doctor or psychologist retained by the department, shall be entitled to such leave with full pay for the period of such incapacity; however, such sick leave period shall not exceed ninety (90) consecutive calendar days in a calendar year. The chief, with the approval of director of public safety, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered a medical doctor or psychologist retained by the department must certify the member as unfit for active duty. If the member is unable to return to work he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies and procedures for the administration of paid sick leave and extension thereof.

(2) *Nonduty injury.*

(i) *Definitions.*

a. "Sick leave" shall mean time off granted a police officer whose illness, accident, injury or disability prevents him/her from performing duties directed by the department. Sick leave is

intended to provide relief from loss of pay in cases of absence from work due to established incapacity to perform assigned duties, as defined and directed by the department, but is not to be regarded as an optional leave right.

b. "Reasonable evidence" shall mean a certificate from a medical doctor licensed to practice medicine and employed by the police and fire medical clinic or another medical doctor approved by the department that the subject police officer is incapable of performing assigned duties as defined and directed by the department. Before granting or continuing sick leave with pay, the department may require evidence that the employee is actually sick or disabled.

(ii) *Accrual.*

a. Upon commencement of employment, police officers shall have a bank of ninety-six (96) hours of sick leave for nonduty illnesses, accidents or injures. Upon completion of one year of employment, police officers shall accrue sick leave at the rate of eight (8) hours per month, ninety-six (96) hours per year.

b. Those police officers who are starting to work on or before the fifteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the month following the month in which they were hired.

c. Those police officers who are starting to work on or after the sixteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the second month after they were hired.

d. Sick leave time will only accrue if a police officer works or is paid for more than one-half the month; provided, however, no police officer shall continue to accrue sick leave or other fringe benefits while receiving pension disability payments.

(iii) *Unearned leave.* Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.

(iv) *Justification.* The burden of proof rests with the police officer to convince the department that sick leave is justifiable. The department may require a medical certificate or other evidence of illness as requested. Sick leave is only to be used for a personal doctor's appointment and/or personal illness.

(v) *Sick leave abuses.* In the case of sick leave abuse, the department may designate such leave as vacation leave, leave without pay, or as grounds for disciplinary action, including dismissal.

(vi) *Separation from employment.* Accrued sick leave will not be paid upon termination, except as follows: Upon separation from employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement benefits under state law, or in the event of a layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation or accrued accumulated sick leave at one-half his or her regular daily rate of compensation.

(vii) *Charging sick leave.* Sick leave may ~~only~~ be taken in ~~eight~~ one half hour increments.

(viii) *Carryover.* Accrued sick leave may be carried over from year to year.

(ix) *Accrual of other paid leave.* Vacation days shall accrue to police officers while on paid sick leave.

(c) Compliance with departmental policy. All sick leaves related to nonduty sicknesses, accidents and injuries must comply with departmental rules, regulations, orders and standard operating procedures.

(d) During the period from January 1, 1993 through January 31, 1993, an active member of the Indianapolis police department who was hired after December 31, 1984 and before January 1, 1993 shall have the opportunity to opt out of the sick leave provisions of Sec. 4(b) and into the sick leave provisions of Sec. 4(a). Such election shall be effective upon receipt of notice by the department. A police officer who fails to make the election during this period shall remain covered by the provisions of Sec. 4(b). A police officer who opts into the provisions of Sec. 4(a) shall forfeit all sick leave accumulated during his/her participation under the provisions of Sec. 4(b). A police officer who elects to opt into the provisions of Sec. 4(a) and who, during the period

January 1, 1993 through January 31, 1993 uses sick leave accumulated under Sec. 4(b) shall have one day of leave deducted from his/her ninety (90) bank for calendar year 1993 for each 8 hours of sick leave used during this period.

SECTION. 2. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION. 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION. 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 192, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 192, 1993 on April 14, 1993. The proposal amends the Code concerning pre-trial release fees. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 192, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West
1 NAY: Black
4 NOT VOTING: Hinkle, O'Dell, Schneider, Williams

Proposal No. 192, 1993 was retitled GENERAL ORDINANCE NO. 40, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by revising the handling of pre-trial release fees.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. Chapter 2, Secs. 2-317 and 2-455, of the Code of Indianapolis and Marion County is hereby amended by deleting the language stricken-through and inserting the language underlined to read as follows:

Sec. 2-317. Additional Duties and Responsibilities.

The board shall be charged with the following duties and responsibilities:

(a) To confer with the appropriate city, county, regional and federal agencies concerned with law enforcement and the administration of justice for the purpose of improving programs and policies;

(b) To confer with the appropriate city, county, regional and federal agencies for the purpose of securing funds for the support of the MCJA;

(c) To advise law enforcement and the justice agencies on improved policies and programs;

(d) To determine the means of financing any justice related information services, subject to the approval of the council where applicable;

(e) To review and approve all budgets, contracts and expenditures for services, equipment purchases, rents or leases, consultants, management or technical personnel, studies, programs and materials or supplies for the subject agencies' common database justice information system;

(f) To conduct studies and evaluations of any and all information needs and current systems operating in the subject agencies;

(g) To contract for technical and specialized assistance in administering its duties;

(h) To require annual plans and resources inventories of the subject agencies and submit such plans for inclusion in the annual city/county master plan for information services;

(i) To develop, maintain and communicate information services policy for the subject agencies;

(j) To submit job descriptions and salary levels consistent with ISA and the standards established by the auditor's office;

~~(k) To approve the employment or retention by personal services contract a director for justice systems who shall have such duties as directed herein. This director will report administratively to the director of ISA retained by the ISA board;~~

(~~l~~k) To promulgate rules and regulations for the efficient administrations of its policies and procedures for the subject agencies;

(~~m~~l) To establish requirements for standards for privacy of personally identifiable confidential information and security of systems and records of subject agencies;

(~~n~~m) To delegate any functions to the director, subject to review by the board;

(~~o~~n) To hire personnel, who serve at the director's pleasure according to law, to carry out its duties;

(~~p~~o) To undertake such other studies or programs related to or involving the subject agencies as may be adopted by the board or assigned to the board by the city-county council;

(~~q~~p) To contract for assistance in the collection of money owed to the subject agencies and to add the costs of collection, if amount owed exceeds twenty-five dollars ($25.00) and became delinquent after July, 1986, to the amount owed and collected;

(~~r~~q) To administer the Pre-Trial Services Division and its subdivisions including the Lock-Up Services, Conditional Release Office, Failure to Appear Office, and Office of the Jail Ombudsman;

(~~s~~r) To administer the Law Enforcement fund and to have authority over expenditures from the fund;

(~~t~~s) To coordinate expenditures of the County Correction Fund in furtherance of streamlining and coordination of the delivery of pre-trial services; and

(t) To administer the Pre-Trial Release Fund and have authority over expenditures from the fund.

Sec. 2-455. Pre-Trial Release Fee.

A person arrested for a crime who is released pre-trial on terms and conditions other than the ten percent (10%) system of release shall pay an administrative fee of twenty dollars ($20.00) to the Clerk of Marion County. The Clerk shall forward each month the administrative fees collected to the Auditor of Marion County. ~~in accordance with IC 33-19-1-3.~~ The Auditor shall deposit said fees in a special revenue fund to be known as the "Pre-Trial Release Fund," to be appropriated for expenditures for the enhancement of pre-trial and public defender services.

SECTION 2. The Revised Code of the Consolidated City and County is hereby amended by a new Article II in Chapter 135 to read as follows:

CHAPTER 135. FUNDS

ARTICLE II. NON REVERTING COUNTY FUNDS

Sec. 135-251. Pre-trial Release Fund. There is hereby established a special non-reverting county fund for the Marion County Justice Agency, to be designated the "Pre-trial Release Fund." The auditor shall deposit in such fund the pre-trial release fees.

Sec. 135-252. Non Reverting Fund. This fund shall be a continuing, non-reverting fund, with all balances remaining therein at the end of the year and no such balances shall lapse into the county general fund or be diverted directly or indirectly in any manner for any purpose other than that for which such revenues were received.

Sec. 135-253. Appropriations. Amounts shall be paid from such fund only pursuant to appropriations authorized by the city-county council in the normal budgeting processes.

SECTION 3. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 200, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 200, 1993 on April 14, 1993. The proposal, sponsored by Councillor Borst, transfers and appropriates $64,220 for the Forensic Services Agency to pay the salaries of an additional latent print examiner and a laboratory custodian. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President asked Councillor Borst to give a report on the Forensic Services Agency. Councillor Borst said that the Agency's Crime Lab has two new items which will dramatically help solve crimes--the automated fingerprint system and the DNA process.

Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 200, 1993, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Black, Hinkle, Williams

Proposal No. 200, 1993, as amended, was retitled FISCAL ORDINANCE NO. 31, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Sixty-four Thousand Two Hundred Twenty Dollars ($64,220) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b) and (y) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency to hire an additional latent print examiner and a laboratory custodian.

SECTION 2. The sum of Sixty-four Thousand Two Hundred Twenty Dollars ($64,220) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

FORENSIC SERVICES AGENCY	COUNTY GENERAL FUND
1. Personal Services	$52,000
COUNTY AUDITOR	
1. Personal Services (fringes)	12,220
TOTAL INCREASE	$64,220

SECTION 4. The said increased appropriation is funded by the following reductions:

FORENSIC SERVICES AGENCY	COUNTY GENERAL FUND
2. Supplies	$48,000
4. Capital Outlay	16,220
TOTAL REDUCTION	$64,220

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 203, 204, 205 and 206, 1993. Councillor Gilmer asked for consent to vote on these four transportation proposals together. Consent was given. PROPOSAL NO. 203, 1993. The proposal amends the Code authorizing intersection controls for the subdivisions of Huntington Pointe and Huntington Ridge (District 1). PROPOSAL NO. 204, 1993. The proposal amends the Code authorizing stop signs at Banner Avenue and Dunn Way, and Dunn Way and Prairie Depot (District 19). PROPOSAL NO. 205, 1993. The proposal amends the Code authorizing stop signs at Katherine Drive and Louise Drive (District 25). PROPOSAL NO. 206, 1993. The proposal amends the Code authorizing stop signs at Allegheny Street and Cincinnati Street (District 22). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 203-206, 1993 on April 14, 1993. By an 8-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal Nos. 203-206, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Black, Rhodes, Williams

Proposal No. 203, 1993 was retitled GENERAL ORDINANCE NO. 41, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
8, Pg. I	Bluffgrove Ci, Bluffgrove Ct & Bluffgrove Dr	Bluffgrove Ci & Bluffgrove Ct	Stop
8, Pg. I	Bluffgrove Dr & Bluffgrove Ln	Bluffgrove Dr	Stop
8, Pg. 1	Bluffgrove Dr & Bluffridge Pkwy	Bluffridge Pkwy	Stop
8, Pg. 1	Bluffridge Ct, Bluffridge Pkwy, & Bluffridge Way	Bluffridge Pkwy	Stop
8, Pg. 1	Bluffridge Pkwy & Caribou Ci	Bluffridge Pkwy	Yield
8, Pg. 1	Bluffridge Pkwy & Caribou Ct	Bluffridge Pkwy	Yield
8, Pg. I	Bluffridge Pkwy & Caribou Dr	Bluffridge Pkwy	Stop
8, Pg. I	Antelope Blvd & Antelope Ci	Antelope Blvd	Yield
8, Pg. 1	Antelope Blvd & Antelope Ct	Antelope Blvd	Yield
8, Pg. I	Antelope Blvd & Antelope Dr	Antelope Blvd	Stop
8, Pg. I	Antelope Blvd & Antelope Ln	Antelope Blvd	Stop
8, Pg. 1	Antelope Blvd & Bluffridge Pkwy	Antelope Blvd	Stop
8, Pg. 1	Antelope Blvd & Shanghai Rd	Shanghai Rd	Stop
8, Pg. I	Antelope Dr & Antelope Ln	Antelope Ln	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 204, 1993 was retitled GENERAL ORDINANCE NO. 42, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
29, Pg. 1	Banner Av & Dunn Way	Banner Av	Stop
29, Pg. 1	Dunn Way & Prairie Depot	Prairie Depot	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 205, 1993 was retitled GENERAL ORDINANCE NO. 43, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
45, Pg. 3	Katherine Dr. & Louise Dr.	Louise Dr.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 206, 1993 was retitled GENERAL ORDINANCE NO. 44, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
25, Pg. I	Allegheny St. & Cincinnati St.	None	All Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 207, 208, 209, 210 and 211, 1993. Councillor Gilmer asked for consent to vote on these five transportation proposals together. Consent was given. PROPOSAL NO. 207, 1993. The proposal amends the Code authorizing a traffic signal for the main entrance of North Willow Mall on West 86th Street (2370 W) (District 3). PROPOSAL NO. 208, 1993. The proposal amends the Code by authorizing (1) a multi-way stop at the intersection of Lafayette Road and Moore Road, and (2) a speed reduction on a segment of Lafayette Road from Wilson Road to County Line Road (District 1). PROPOSAL NO. 209, 1993. The

proposal amends the Code by changing the intersection controls from traffic signals to stop signs at Station Street and 25th Street (District 10). PROPOSAL NO. 210, 1993. The proposal amends the Code by authorizing one-way traffic for the alley between College Avenue and 63rd Place (District 2). PROPOSAL NO. 211, 1993. The proposal amends the Code by authorizing parking restrictions on a segment of Pepperidge Drive from Mitthoefer Road to dead end (District 5). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 207-211, 1993 on April 14, 1993. By unanimous vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption.

Councillor Ruhmkorff stated that she will vote "no" on Proposal No. 207, 1993, but will vote "yes" on Proposal Nos. 208-211, 1993. She said that she asked for a traffic signal last year in her district and was informed that it will not be completed until 1994. She said that she will not vote "yes" on any more new traffic signals until the ones that have already been approved have been installed.

Proposal No. 207, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, Shambaugh, Short, Smith, West
1 NAY: Ruhmkorff
5 NOT VOTING: Black, Brents, Gray, SerVaas, Williams

Proposal No. 207, 1993 was retitled GENERAL ORDINANCE NO. 45, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 45, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
3, Pg. 9	86th St & North Willow Mall Entrance (2370 W)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal Nos. 208-211, 1993 were adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Short, Smith, West
0 NAYS:
5 NOT VOTING: Black, Brents, Gray, SerVaas, Williams

Proposal No. 208, 1993 was retitled GENERAL ORDINANCE NO. 46, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 46, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls, and Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
1, Pg. 1	Lafayette Rd & Moore Rd	Lafayette Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
1, Pg. 1	Lafayette Rd & Moore Rd	None	All Way Stop

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

55 mph

Lafayette Road from Moore Road to County Line Road

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

45 mph

Lafayette Road from Moore Road to County Line Road

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 209, 1993 was retitled GENERAL ORDINANCE NO. 47, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 47, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
19, Pg. I2	Station St. & 25th St.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
I9, Pg. I2	Station St. & 25th St.	25th St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

Proposal No. 210, 1993 was retitled GENERAL ORDINANCE NO. 48, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

NORTHBOUND

An alley, being the first east of College Avenue,
from Laverock Road to 63rd Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 211, 1993 was retitled GENERAL ORDINANCE NO. 49, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 49, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Pepperidge Drive, on both sides,
from Mitthoefer Road to dead end

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Rhodes announced that the Administration and Finance Committee ratified the Cable Franchise Board's appointment of Jayne Gerdeman as the Executive Director of the Cable Communications Agency.

OLD BUSINESS

Councillor Boyd moved that Proposal Nos. 175 and 176, 1993 be stricken. This motion was seconded by Councillor Short and passed by a majority voice vote.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 26th day of April, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, MAY 10, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, May 10, 1993, with Councillor SerVaas presiding.

Councillor Dowden led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
2 ABSENT: Jones, Mullin

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

The President acknowledged former Councillor Mike Vollmer. Councillor Rhodes introduced Jayne Gerdeman, new director of the Cable Communications Agency.

Councillor Beadling recognized: (1) members of the Disabled American Veterans: John Weiss, Chapter 52; Commander Duane Straw; Henry "Clancy" Kern, 6th District Commander; Pat Paterson, past State Commander; Joseph McAndrews, John Shattner, Millard Harmon, and Bob Firestine; (2) members of the Vietnam Veterans of American: Jesse Bullens, and Chuck Creasey; (3) representatives from the Veterans Hospital: James Griese, William Parrish and Fr. Joseph Kline; (4) Col. Doug Moorman, Reserves, Ft.

Benjamin Harrison Hospital; and (5) members of the Auxiliary of the Disabled American Veterans.

Councillor Jimison introduced P. Diane Jackson, Director, Martin Luther King Multi Service Center. Councillor Black introduced his friend Al Tolin.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, May 10, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

April 27, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 29, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 230 and 232, 1993, to be held on Monday, May 10, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

April 30, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 6, 1993, a copy of LEGAL NOTICE on General Ordinance No. 40, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 25, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Hundred Seventy-two Thousand Seventy-four Dollars ($372,074) in the Public Safety Escrow Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Public Safety Escrow Fund.

FISCAL ORDINANCE NO. 26, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-one Thousand Two Hundred Ninety-five Dollars ($61,295) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 27, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Fourteen Thousand Two Hundred Twenty-seven Dollars ($14,227) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 28, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Ten Thousand Dollars ($10,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 29, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-two Thousand Four Hundred Dollars ($62,400) in the Alcohol and Drug Service Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Alcohol and Drug Fund.

FISCAL ORDINANCE NO. 30, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty-two Thousand Dollars ($22,000) in the Supplemental Public Defender Fund for purposes of the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the Supplemental Public Defender Fund.

FISCAL ORDINANCE NO. 31, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Sixty-four Thousand Two Hundred Twenty Dollars ($64,220) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that department.

SPECIAL RESOLUTION NO. 20, 1993, recognizing William K. McGowan, Jr.

SPECIAL RESOLUTION NO. 21, 1993, recognizing radio newscaster Fred Heckman.

SPECIAL RESOLUTION NO. 22, 1993, approving a public purpose grant to USS Indianapolis Survivors Memorial Organization, Inc. in the amount of $5,000.

SPECIAL RESOLUTION NO. 23, 1993, amending Special Resolution No. 80, 1992 by clarifying participation dates of County employees who join the Public Employees Retirement Fund.

GENERAL ORDINANCE NO. 39, 1993, amending the Code concerning sick leave for police officers.

GENERAL ORDINANCE NO. 40, 1993, amending the Code concerning pre-trial release fees.

GENERAL ORDINANCE NO. 41, 1993, amending the Code authorizing intersection controls for the subdivisions of Huntington Pointe and Huntington Ridge.

GENERAL ORDINANCE NO. 42, 1993, amending the Code authorizing stop signs at Banner Avenue and Dunn Way, and Dunn Way and Prairie Depot (District 19).

GENERAL ORDINANCE NO. 43, 1993, amending the Code authorizing stop signs at Katherine Drive and Louise Drive (District 25).

GENERAL ORDINANCE NO. 44, 1993, amending the Code authorizing stop signs at Allegheny Street and Cincinnati Street (District 22).

GENERAL ORDINANCE NO. 45, 1993, amending the Code authorizing a traffic signal for the main entrance of North Willow Mall on West 86th Street (2370 W) (District 3).

GENERAL ORDINANCE NO. 46, 1993, amends the Code by authorizing (1) a multi-way stop at the intersection of Lafayette Road and Moore Road, and (2) a speed reduction on a segment of Lafayette Road from Wilson Road to County Line Road (District 1).

GENERAL ORDINANCE NO. 47, 1993, amending the Code by changing the intersection controls from traffic signals to stop signs at Station Street and 25th Street (District 10).

GENERAL ORDINANCE NO. 48, 1993, amending the Code by authorizing one-way traffic for the alley between College Avenue and 63rd Place (District 2).

GENERAL ORDINANCE NO. 49, 1993, amending the Code by authorizing parking restrictions on a segment of Pepperidge Drive from Mitthoefer Road to dead end (District 5).

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

Councillor Shambaugh informed the Council that Mayor Stephen Goldsmith issued a proclamation dedicating the month of May as Huntington Disease Awareness Month. Councillor Shambaugh said that he is a trustee of the Indiana Chapter of the Huntington Disease Society of America.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of April 26, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 265, 1993. This proposal, sponsored by Councillors Boyd, SerVaas and West, remembers Richard W. Guthrie. Councillor Boyd read the resolution and presented a framed document to Mr. Guthrie's widow Nancy, who expressed appreciation for the resolution. Mr. Guthrie's family was also present. Councillor Boyd moved, seconded by Councillor West, for adoption. Proposal No. 265, 1993 was adopted by unanimous voice vote.

Proposal No. 265, 1993 was retitled SPECIAL RESOLUTION NO. 24, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1993

A SPECIAL RESOLUTION remembering Richard W. Guthrie.

WHEREAS, Richard W. Guthrie was a native of Indianapolis, a graduate of Howe High School and Indiana University, a World War II Army Air Force veteran, a successful attorney, the Speaker of the Indiana House

of Representatives in the 1960's, a member of the Indianapolis Public Schools Board for thirteen years and its President, and a husband and father; and

WHEREAS, he had a keen interest in IPS sports and in parents being actively involved with their schools and with their children; and

WHEREAS, being on the school board of a large urban school system required him to devote many countless hours of time in Board and other school meetings and functions--which he willingly gave; and

WHEREAS, Mr. Guthrie will long be remembered for his calming voice of moderation, for his breadth of experience and leadership, for his accessibility, and for his stabilizing presence; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council pauses to remember the life and contributions of Indianapolis Public Schools Board President Richard W. Guthrie.

SECTION 2. Mr. Guthrie set the highest possible example of service for future men and women of goodwill who have the desire to repay their community with personal commitments of time and talent.

SECTION 3. The Council extends its most sincere condolences to Nancy Guthrie, and to their children and grandchildren.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 266, 1993. This proposal, sponsored by Councillor Black, recognizes King's Kids. Councillor Black read the resolution and presented a framed document to Diane Jackson, who expressed appreciation for the recognition. The following members of the King's Kids oratory team performed readings: Arthur Charles Jackson III, Ryan Keith Neal, Darryl Lockett, Joseph Randle, Matthew Bluitt, Bakari Posey, James Lewis, James Segrest, Ti'rone Smith, Dominic Ball and Gregory O'Bannon. Councillor Gilmer moved, seconded by Councillor Jimison, for adoption. Proposal No. 266, 1993 was adopted by unanimous voice vote.

Proposal No. 266, 1993 was retitled SPECIAL RESOLUTION NO. 25, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1993

A SPECIAL RESOLUTION recognizing King's Kids.

WHEREAS, three years ago, a group of young people 8 to 12 years old were organized at Martin Luther King, Junior, Multi-Service Center to perform readings of nationally known African-American leaders; and

WHEREAS, the message of these King's Kids is of peace and unity, and is performed approximately 24 times a year in front of assembled groups; and

WHEREAS, the readings require hours upon hours of disciplined study and practice; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the King's Kids from the Martin Luther King, Junior, Multi-Service Center.

SECTION 2. The Council congratulates the dedicated young members of King's Kids, as well as their parents, instructors and all others who help make this program successful.

SECTION 3. May their important message of peace and unity have a positive and lasting effect upon the performers and upon their audiences.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Beadling asked for consent to hear Proposal No. 151, 1993 next. Consent was given.

PROPOSAL NO. 151, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 151, 1993 on April 27, 1993. The proposal, sponsored by Councillors Beadling, Brents, Gilmer, Golc and SerVaas, designates a section of Tenth Street as the "Vietnam Veterans Memorial Way." By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Beadling moved, seconded by Councillor Gilmer, for adoption. At Councillor Beadling's request, President SerVaas read the proposal.

Councillor Beadling asked David McAndrews, Anna Marie McAndrews, Edna McAndrews, Angela McAndrews Stroud, District Commander Clancy Kern, Commander Duane Straw, Jesse Bullens, and Larry Beadling to join her at the podium. She asked Mr. Beadling to explain the signs that will be erected. Mr. Beadling explained that there will be seven signs along the Vietnam Veterans Memorial Way with pictures of the following deceased veterans: First Lt. William W. Bancroft, Jr., PFC Joseph Louis Golc, Jr., Captain Mary Therese Klinker, Spec. 4 Charles K. Larkins, Sgt. John Joseph McAndrews, Sgt. Gregory McCray, and Lt. Commander Charles D. Schoonover. Commander Kern thanked the Council for this memorial way.

Proposal No. 151, 1993 was adopted by a unanimous voice vote. Proposal No. 151, 1993 was retitled SPECIAL RESOLUTION NO. 28, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 1993

A SPECIAL RESOLUTION designating a section of Tenth Street as the "Vietnam Veterans Memorial Way."

WHEREAS, the Vietnam War in Southeast Asia from 1964 through 1975 was fought by the United States and several allied nations to protect South Vietnam from being overrun by Communist North Vietnam; and

WHEREAS, during that war over eight million American men and women served honorably in America's armed forces, 238 were awarded the Medal of Honor for exceptional valor, and 58,000 lost their lives; and

WHEREAS, thousands of Indianapolis citizens wore the army, navy, air force and marine uniforms during that era, and today 25,400 residents --almost twice as many as any other Indiana county--are Vietnam era veterans; and

WHEREAS, the Department of Veterans Affairs, Veterans Outreach Center in Indianapolis has had 32,760 visits by Vietnam era veterans, and thousands have used the Richard L. Roudebush Medical Center hospitals--indicating the intensity of that war upon our citizens; and

WHEREAS, it is fitting and proper that Indiana's capital city visibly remembers the sacrifices made by these sons and daughters who served their nation during the Vietnam War; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, representing the people of this city, does hereby honor the memory of those who served in the armed forces during the Vietnam War by designating Tenth Street, from White River Parkway, West Drive to Wilson Street as the "Vietnam Veterans Memorial Way."

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 267, 1993. This proposal, sponsored by Councillor Golc, recognizes Department of Public Works retiree Bobby Lee Dorney. Councillor Golc read the resolution and presented a framed document to Mr. Dorney, who expressed appreciation for the recognition. Also present were Belinda Dorney, Theresa Davis, Doug Dorney, Doug Davis, Earl Piper and Anna Piper. Councillor Golc moved, seconded by Councillor West, for adoption. Proposal No. 267, 1993 was adopted by unanimous voice vote.

Proposal No. 267, 1993 was retitled SPECIAL RESOLUTION NO. 26, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 1993

A SPECIAL RESOLUTION recognizing DPW retiree Bobby Lee Dorney.

WHEREAS, this year Mr. Bobby Lee Dorney retired from the Indianapolis Department of Public Works where he had worked as a painter and millwright for over 24 years; and

WHEREAS, he grew up in Illinois during the Depression, attended one-room schools named Prairie and Frogeye, and served in the U.S. Army during the Korean War; and

WHEREAS, Mr. Dorney lived in the westside of Indianapolis since moving here at the age of 18; and

WHEREAS, he worked at the old Hygrade Packing plant and at the Indiana University Medical Center before joining the pre-UNIGOV Indianapolis city Belmont public works plant; and

WHEREAS, during that nearly quarter century, Mr. Dorney exhibited great skill and proficiency in mastering the highly technical skills needed to make the Belmont treatment complex work efficiently; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Mr. Bobby Lee Dorney for his nearly quarter century of skilled service performed at the Indianapolis Department of Public Works Belmont Plant.

SECTION 2. The Council wishes him the best of health and happiness--and many, many, happy hours with his children and grandchildren.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 268, 1993. This proposal, sponsored by Councillors Golc, Borst and Jones, recognizes the 1993 White River Park State Games. Councillor Golc read the resolution and presented framed documents to Mike Vollmer and Charles Wilt, co-chairmen of the White River Park State Games Steering Committee, who expressed appreciation for the recognition. Also present were Jim Titus, executive director, White River Park State Games; Kurt Wise, Hoosier Lottery; Brenda Bush, deputy director, White River Park Development Commission;

Janet Muston, director, Information Systems for the White River Park State Games; Cathy Nordholm, member of the Board of Governors; and Debra Eshenbacker, White River Park Development Commission. Councillor Borst moved, seconded by Councillor Jones, for adoption. Proposal No. 268, 1993 was adopted by unanimous voice vote.

Proposal No. 268, 1993 was retitled SPECIAL RESOLUTION NO. 27, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1993

A SPECIAL RESOLUTION recognizing the 1993 White River Park State Games.

WHEREAS, Indiana's White River Park State Games provides amateur sports competition in the tradition of the Olympic Games; and

WHEREAS, the finals again this year will be held along the banks of the White River State Park and at other venues in Indianapolis on July 16-18, 1993; and

WHEREAS, the friendly--but spirited--State Games competition will celebrate health and fitness in 19 sports, recognize the potential of White River State Park and culminate the countless hours of time and energy freely given by the hundreds of volunteers needed to conduct this national model of state games; and

WHEREAS, the White River Park State Games attracts amateur athletes of all skill levels from ages eight to eighty; and

WHEREAS, the deadline for entering this year is June 7, 1993; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby recognizes all the athletes, sponsors, volunteers, staff, coaches, judges and all the others who make the White River Park State Games a success.

SECTION 2. The Council urges all who participate in amateur sports to enter the 1993 Games, and give it their best shot to earn the right to compete in the July Finals.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 133, 182, 183, 184, 186, and 187, 1993. Councillor Borst asked for consent to vote on these six board appointments together. Consent was given. PROPOSAL NO. 133, 1993. The proposal reappoints Jack H. Hall, M.D. to the Metropolitan Development Commission. PROPOSAL NO. 182, 1993. The proposal reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I. PROPOSAL NO. 183, 1993. The proposal reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I. PROPOSAL NO. 184, 1993. The proposal reappoints Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II. PROPOSAL NO. 186, 1993. The proposal reappoints Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III. PROPOSAL NO. 187, 1993. The proposal reappoints David R. Shirley to the Metropolitan Board of Zoning Appeals Division III. Councillor Borst reported that the Metropolitan Development Committee heard the proposals on April 27, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Borst moved, seconded by Councillor West, for adoption. Proposal Nos. 133, 182, 183, 184, 186, and 187, 1993, were adopted by unanimous voice vote.

Proposal No. 133, 1993 was retitled COUNCIL RESOLUTION NO. 44, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 1993

A COUNCIL RESOLUTION reappointing Jack H. Hall, M.D. to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Jack H. Hall, M.D.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 182, 1993 was retitled COUNCIL RESOLUTION NO. 45, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 45, 1993

A COUNCIL RESOLUTION reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division I, the Council appoints:

Alan Retherford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 183, 1993 was retitled COUNCIL RESOLUTION NO. 46, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1993

A COUNCIL RESOLUTION reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division I, the Council appoints:

Joanna Walker

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 184, 1993 was retitled COUNCIL RESOLUTION NO. 47, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1993

A COUNCIL RESOLUTION reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division II, the Council appoints:

Walter Stephen Johnes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 186, 1993 was retitled COUNCIL RESOLUTION NO. 48, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 48, 1993

A COUNCIL RESOLUTION reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division III, the Council appoints:

Mary Jane Klepek

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 187, 1993 was retitled COUNCIL RESOLUTION NO. 49, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 49, 1993

A COUNCIL RESOLUTION reappointing David R. Shirley to the Metropolitan Board of Zoning Appeals Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division III, the Council appoints:

David R. Shirley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 229, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 229, 1993 on April 27, 1993. The proposal approves the Mayor's appointment of Daniel T. Kozlowski as Director of the Department of Metropolitan

Development (DMD). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst introduced Mr. Kozlowski.

Councillor Short voiced his approval of Mr. Kozlowski.

Councillor Boyd asked when Mr. Kozlowski's comprehensive plan for DMD will be completed. Mr. Kozlowski replied that the mission and goal statements will be in draft form by the end of June.

Councillor Hinkle observed that Mr. Kozlowski was appointed as director of DMD three weeks ago; however, the Councillors received his resume today. He informed Mr. Kozlowski that if communication between DMD and the Council does not improve, he will not approve his appointment next year.

Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 229, 1993 was adopted by unanimous voice vote.

Proposal No. 229, 1993 was retitled COUNCIL RESOLUTION NO. 50, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 50, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Daniel T. Kozlowski as Director of the Department of Metropolitan Development for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of the Director of the Department of Metropolitan Development is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Daniel T. Kozlowski to serve as Director of the Department of Metropolitan Development at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Daniel T. Kozlowski is approved and confirmed by the City-County Council to serve as Director of the Department of Metropolitan Development at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Borst recognized Nancy Silvers, Deputy Mayor.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 231, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $108,095 to the County Recorder to cover the personnel expense of six temporary and six permanent employees through the end of the year;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 242, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $20,053 for the County

Recorder to purchase additional magnetic desk storage and work stations;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 243, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $15,500,378 for the Department of Metropolitan Development, Division of Neighborhood and Development Services, to comply with the Redevelopment Act which requires that monies given or paid for redevelopment purposes shall be credited to the redevelopment fund; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 244, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $115,300 for the Department of Parks and Recreation, Recreation and Special Facilities Division and Natural Resources Division, to use for purposes as specified by donors such as developing Skiles Test Estate Park"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 245, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing the issuance and sale of a Note of the City of Indianapolis Park and Recreation District and to appropriate the proceeds of the Note"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 246, 1993. Introduced by Councillors Curry and Boyd. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reviewing the Department of Utilities of the City of Indianapolis and Marion County;" and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 247, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for The Willows subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 248, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Chatam Pointe subdivision (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 249, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for various locations in the City of Lawrence"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 250, 1993. Introduced by Councillors Gilmer and Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Meridian Park subdivision, section 1 (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 251, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing

intersection controls for the Grassey Creek subdivision (District 13)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 252, 1993. Introduced by Councillors Ruhmkorff and O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Cumberland Estates, Sections 1 and 2 (Districts 12, 13)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 253, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Bretton Wood subdivision (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 254, 1993. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Decatur Commons subdivision (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 255, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the North by Northwest Business Park (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 256, 1993. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Astor Street and Reisner Street (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 257, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing multi-way stops at the intersections of Camberwood Drive and Crickwood Drive, Camberwood Drive and Lanston Drive, and Crickwood Drive and Lippincott Way (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 258, 1993. Introduced by Councillors Brents and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs at the intersections of Muskingum Street and 10th Street, Muskingum Street and St. Clair Street, and Muskingum Street and Walnut Street (District 16, 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 259, 1993. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing multi-way stop signs at Illinois Street and 43rd Street (District 6)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 260, 1993. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing multi-way stop signs at Illinois Street and 40th Street (District 6)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 261, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at Clarendon Road and 38th Street (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 262, 1993. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in intersection controls at Dearborn Street and Massachusetts Avenue (District 10)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 263, 1993. Introduced by Councillors Dowden and Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in the speed limit for Crawfordsville Road from High School Road to Georgetown Road and for Shadeland Avenue from I-465 to 82nd Street (Districts 4, 8, 11)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 264, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting the College Avenue "bus lane" between Fairfield Avenue and Massachusetts Avenue and authorizing turn restrictions and on-street parking controls on this segment (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 272, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE appropriating $970,000 for the Department of Public Safety, Police Division, for construction of an annex to the North District IPD headquarters and for construction of a new South District IPD headquarters"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 273, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE appropriating $3,287,500 for the Department of Public Safety, Fire Division, to replace: (1) Fire Station Nos. 18 and 28, (2) the heat, ventilation and air conditioning system at IFD headquarters on New Jersey Street, and (3) the ventilation systems at various fire stations"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 269, 1993. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of City of Indianapolis, Indiana Economic Development Health Care Facility Revenue Bond (Castleton Nursing Home Project) Series 1993 in the principal amount not to exceed $2,500,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 286, 1993. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE limiting the authority of any city or county official, department or agency to provide governmental services outside the Consolidated City or Marion County;" and the President referred it to the Rules and Public Policy Committee.

Councillor McClamroch asked that if the Council adopts Proposal No. 246, 1993 in its current form is it authorizing the Rules and Public Policy Committee to take action without the subject matter coming back to the Council.

Councillor Curry replied that the procedure would be as follows: (1) the proposal would be discussed at the committee level; (2) if the committee recommends adoption it would come to the full Council; (3) if the Council passes the proposal, the proposal provides the President to appoint a group of people who would then report back to the committee; and (4) any result from that committee hearing would come to the full Council for final action, if any.

Councillor Moriarty stated that she would like the President to reconsider sending Proposal No. 246, 1993 to the Rules and Public Policy Committee because she believes that the chairman of Rules and Public Policy Committee is predisposed to the sale of Citizens Gas.

The President stated that if a conflict of interests arises he would expect the chairman at the proper time to surrender the gavel to someone else to conduct the meeting.

Councillor Schneider said that he agrees with Councillor Moriarty.

Councillor Golc said that he believes that the Council established a group to study this same issue and that a biannual report is given at the Public Works Committee. Councillor Curry responded that a group was appointed a couple of years ago, but the group was disbanded. It was decided that the Citizens Gas and Coke Utility, which is a body under the Department of Public Utilities, give the biannual reports at the Public Works Committee.

Councillor Gray said that he believes that it is a waste of time to keep investigating Citizens Gas.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 217, 1993. The proposal is a rezoning ordinance for Washington Township, Councilmanic District 4, 4920 East 56th Street (approximate address). Proposal No. 217, 1993 was certified by the Metropolitan Development Commission on April 8, 1993. On April 12, 1993, the Council voted to schedule a public hearing for April 26, 1993. On April 26, 1993 the Council postponed it until May 10, 1993. Councillor Dowden made the following announcement:

> Mr. President:
>
> The petitioners and remonstrators in Rezoning Petition 92-Z-132 have reached a settlement which has been incorporated in additional commitments which were filed with the Metropolitan Development Commission on May 10, 1993.
>
> I therefore move that Proposal No. 217, 1993 as modified by the additional commitments be adopted without formal hearing.
>
> s/Councillor William Dowden

Councillor Dowden's motion was seconded by Councillor Borst and passed by unanimous voice vote.

Proposal No. 217, 1993 was adopted by the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Giffin, Gilmer, Gray
2 NOT PRESENT: Jones, Mullin

Proposal No. 217, 1993 was retitled REZONING ORDINANCE NO. 55. 1993 and is identified as follows:

REZONING ORDINANCE NO. 55, 1993. 92-Z-132 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 04.
4920 EAST 56TH STREET (approximate address), INDIANAPOLIS.
PARK PLAZA ASSOCIATES, LTD, by Thomas Michael Quinn, requests the rezoning of 2.76 acres, being in the D-A District, to the C-3 classification to provide for commercial uses.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 270, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 270, 1993 on May 5, 1993. The proposal authorizes the amendment of S.R. 39, 1992, as amended, to extend the expiration date contained in the Inducement Resolution for Herff Jones, Inc. to December 31, 1993. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 270, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Franklin, Gilmer
2 NOT PRESENT: Jones, Mullin

Proposal No. 270, 1993 was retitled SPECIAL RESOLUTION NO. 29, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 29, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 39, 1992, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-6-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 39, 1992, as amended, (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Herff Jones, Inc. (the "Company") which Inducement Resolution set an expiration date of May 31, 1993 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of May 31, 1993, contained therein and replacing said date with the date of December 31, 1993.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section I hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 271, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 271, 1993 on May 5, 1993. The proposal is an inducement resolution for Associated Investors, Incorporated in an amount not to exceed $6,500,000 for the acquisition and renovation of existing multi-family residential rental units for use in low and moderate income housing. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Williams, for adoption. Proposal No. 271, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Brents, Hinkle
2 NOT PRESENT: Jones, Mullin

Proposal No. 271, 1993 was retitled SPECIAL RESOLUTION NO. 30, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 30, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Associated Investors, Incorporated, an Indiana corporation, (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the existing Sunrise Apartments consisting of 16 apartment buildings containing a total of approximately 349,492 square feet constructed into 320 apartments plus community, maintenance and laundry buildings located at 4514 Candletree Circle, Indianapolis, Indiana; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (seven (7) jobs at the end of one year and three years plus the creation of a construction job payroll of approximately $1,537,000 over the approximately two year renovation period) and the creation of business opportunities to

be achieved by the acquisition, construction, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Six Million Five Hundred Thousand Dollars ($6,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires December 31, 1993, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 274, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on May 7, 1993". The Council did not schedule Proposal No. 274, 1993 for hearing pursuant to IC 36-7-46-608. Proposal No. 274, 1993 was retitled REZONING ORDINANCE NO. 56, 1993 and is identified as follows:

REZONING ORDINANCE NO. 56, 1993. 93-Z-31 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 12.
6813 EAST 21ST STREET, INDIANAPOLIS.
WOLFSON-YOUNG CORPORATION requests the rezoning of 0.79 acre, being in the D-4 District, to the C-3 classification to provide for commercial use.

PROPOSAL NOS. 275-285, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 7, 1993". The Council did not schedule Proposal Nos. 275-285, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 275-285, 1993 were retitled REZONING ORDINANCE NOS. 57-67, 1993 and are identified as follows:

REZONING ORDINANCE NO. 57, 1993. 93-Z-32 (DP-2) LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 05.
8160 HUNTERS PLACE (approximate address), INDIANAPOLIS.
THE SHOREWOOD CORPORATION, by William F. LeMond, requests the rezoning of 0.37 acre, being in the SU-39 District, to the DP classification to provide for one single-family residential use.

REZONING ORDINANCE NO. 58, 1993. 93-Z-35 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
1502 COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.
THE BRADFORD GROUP, by Stephen D. Mears, requests the rezoning of 20.63 acres, being in the D-6/FF District, to the D-4/FF classification to provide for residential development.

REZONING ORDINANCE NO. 59, 1993. 93-Z-36 (Amended) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
8450 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.
CONDELCO, by Stephen D. Mears, requests the rezoning of 10.72 acres, being in the D-A and SU-43/ SU-34/FF Districts, to the D-5II/FF classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 60, 1993. 93-Z-37 (Amended) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
8424 ROCKVILLE ROAD (approximate address), INDIANAPOLIS.
CONDELCO, by Stephen D. Mears, requests the rezoning of 8.68 acres, being in the D-A, SU-43 and SU-34/FF District, to the C-3/FF classification to provide for commercial development.

REZONING ORDINANCE NO. 61, 1993. 93-Z-39 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 17.
5225-5229 REGENT STREET (approximate address), INDIANAPOLIS.
M. S. D. OF WAYNE TOWNSHIP, by Philip A. Nicely, requests the rezoning of 0.37 acre, being in the D-5 District, to the SU-2 classification to provide for educational uses.

REZONING ORDINANCE NO. 62, 1993. 93-Z-40 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
3870 SOUTH FOLTZ STREET (approximate address), INDIANAPOLIS.
MELODY COMMUNITIES requests the rezoning of 11.06 acres, being in the SU-1 District, to the D-5II classification to provide for single family residential development.

REZONING ORDINANCE NO. 63, 1993. 93-Z-42 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 15.
3205 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.
THOMAS E. GROTE, by Michael J. Kias, requests the rezoning of 1.50 acres, being in the C-5,I-3-U District, to the C-4 classification to provide for the development of a drug store.

REZONING ORDINANCE NO. 64, 1993. 93-Z-43 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
2807 TANSEL ROAD (approximate address), INDIANAPOLIS.
GREENLEAF DEVELOPMENT, INC., by Harry F. McNaught, Jr., requests the rezoning of 32.9 acres, being in the D-A District, to the D-4 classification to provide for single-family development by platting.

REZONING ORDINANCE NO. 65, 1993. 93-Z-44 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 05.
9825 EAST 96TH STREET (approximate address), INDIANAPOLIS.
VAHIK S. SAHAKIAN requests the rezoning of 2.02 acres, being in the D-A District, to the D-S classification to provide for the development of two single-family homes.

REZONING ORDINANCE NO. 66, 1993. 93-Z-46 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 10.
3730 NORTH KITLEY AVENUE (approximate address), INDIANAPOLIS.
J. & J. ENGINE EXCHANGE, by Mitch Sever, requests the rezoning of 5.265 acres, being in the D-3 District, to the I-2-U classification to provide for an industrial use within an existing building.

REZONING ORDINANCE NO. 67, 1993. 93-Z-51 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
15 COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.
EATON AND LAUTH DEVELOPMENT COMPANY, by Therese Fehribach Coffey, requests the rezoning of 10.4 acres, being in the I-3-S District, to the C-3 classification to provide for the development of a supermarket and community shopping center.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 653, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 653, 1992 on April 28, 1993. The proposal appropriates $30,000 for the Marion County Public Defender Agency to technically amend its 1993 budget. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:54 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 653, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, McClamroch, Moriarty, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Brents, Hinkle, Rhodes
2 NOT PRESENT: Jones, Mullin

Proposal No. 653, 1992 was retitled FISCAL ORDINANCE NO. 32, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 1993

A FISCAL ORDINANCE technically amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Thirty Thousand Dollars ($30,000) in the County General Fund for purposes of the Marion County Public Defender and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (ccc) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing a technical amendment to the Public Defender's 1993 budget.

SECTION 2. The sum of Thirty Thousand Dollars ($30,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY PUBLIC DEFENDER AGENCY	COUNTY GENERAL FUND
3. Other Services and Charges	$30,000
TOTAL INCREASE	$30,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$30,000
TOTAL REDUCTION	$30,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 179, 1993. The proposal appropriates $86,214 for the County Auditor to pay the law enforcement continuing education program fees for the law enforcement agencies within Marion County. Councillor Rhodes asked for consent to postpone Proposal No. 179, 1993 until May 24, 1993. Consent was given.

PROPOSAL NO. 196, 1993. The proposal appropriates $21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer. Councillor Dowden asked for consent to postpone Proposal No. 196, 1993 until June 10, 1993. Consent was given.

PROPOSAL NO. 199, 1993. Councillor Dowden said that since he did not vote on the prevailing side in Committee, Councillor Franklin will give the Committee report. Councillor Franklin reported that the Public Safety and Criminal Justice Committee heard Proposal No. 199, 1993 on April 28, 1993. The proposal, sponsored by Councillor Jimison, appropriates $3,600 for the Superior Court, Criminal Division, Probation Department, to fund a workshop series that will provide assessments of probations. Councillor Franklin pointed out that this appropriation is funded by adult probation fees, not by taxes. By a 5-4 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider said that he will not support this proposal because he believes it is a waste of money. He urged the Councillors to vote against this ordinance.

Councillor Jimison urged the passage of this proposal. She said that the judges of Marion County support this program.

The President called for public testimony at 9:04 p.m. There being no one present to testify, Councillor Franklin moved, seconded by Councillor Jimison, for adoption. Proposal No. 199, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, West, Williams

6 NAYS: Borst, Dowden, Gilmer, Schneider, Shambaugh, Smith
2 NOT PRESENT: Jones, Mullin

Proposal No. 199, 1993 was retitled FISCAL ORDINANCE NO. 33, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Thousand Six Hundred Dollars ($3,600) in the Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (II) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Probation Department to provide a workshop series that would assess probationers for job/educational readiness and life skills.

SECTION 2. The sum of Three Thousand Six Hundred Dollars ($3,600) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION, PROBATION DEPARTMENT	ADULT PROBATION FEES FUND
3. Other Services and Charges	$3,600
TOTAL INCREASE	$3,600

SECTION 4. The said additional appropriations are funded by the following reductions:

	ADULT PROBATION FEES FUND
Unappropriated and Unencumbered Adult Probation Fees Fund	$3,600
TOTAL REDUCTION	$3,600

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 230, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 230, 1993 on May 6, 1993. The proposal approves certain public purpose grants for support of the arts. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Jimison asked if there was any organization which applied for funding and was rejected. Councillor O'Dell replied that there was one.

Councillor Borst stated that Starlight Musicals is a struggling organization. He asked why it does not receive more funding. Norman Brandenstein, Director of Services, Arts Council of Indianapolis (ACI), replied that Starlight Musicals scored low on its evaluation sheet in the area of administration. Councillor Borst asked if the $13,796 that is being appropriated for ACI Community Service projects is spent only on projects. Mr. Brandenstein stated that at the request of the Council two years ago, ACI has designated that money for specific projects.

The President called for public testimony at 9:14 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Schneider, for adoption. Proposal No. 230, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Dowden, Ruhmkorff, Schneider
2 NOT PRESENT: Jones, Mullin

Proposal No. 230, 1993 was retitled GENERAL RESOLUTION NO. 11, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 11, 1993

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following grants totaling $871,900 approved by Special Resolution No. 6, 1993 of the Board of Parks and Recreation, for support of the arts are approved for the following organizations in the amounts set opposite their respective names:

Indianapolis Symphony Orchestra	$197,923	
Indianapolis Museum of Art	148,671	
The Children's Museum	137,807	
WFYI TV/FM 90 (Channel 20)	81,942	
Indiana Repertory Theatre	65,400	
Indianapolis Opera	32,480	
Indianapolis Ballet Theatre	32,408	
Cathedral Arts	12,576	
Indianapolis Civic Theatre	11,320	
Indianapolis Art League	11,047	
Total - Direct Support		$731,574
American Pianists Association	$ 3,500	
Arts Indiana, Inc.	6,000	
Dance Kaleidoscope	7,500	
Edyvean Repertory Theatre	5,500	
Eiteljorg Museum	5,000	
Freetown Village, Inc.	4,800	
Hoosier Salon Patrons Association	5,340	
Indianapolis Arts Chorale	2,000	
Indianapolis Chamber Orchestra	5,000	
Indianapolis Children's Choir	7,000	
Indianapolis Symphonic Chorus	2,000	
Madame Walker Urban Life Center	7,000	
National Art Museum of Sports	2,000	
Phoenix Theatre, Inc.	8,000	
Starlight Musicals	5,000	
Stories, Inc.	3,540	
Theatre on the Square	6,000	
Very Special Arts Indiana	8,500	
Writer's Center of Indianapolis	6,000	
Young Audiences of Indiana, Inc.	8,500	
Total - General Operating Support		108,180
Broadway United Methodist Church, Jubilee Summer Program	1,000	
Clowes Memorial Hall	3,125	

Diva Productions	1,000	
Ensemble Music Society	2,125	
Indiana Architectural Foundation	1,000	
Indiana Humanities Council	1,000	
Indiana Performing Arts Academy	1,000	
Indianapolis Chapter, American Guild of Organists	1,000	
Indianapolis Dance Company	3,000	
Institute for Education & Technology, 703 Art Gallery	1,000	
New World Chamber Orchestra	1,100	
White River Sound Sweet Adelines	1,000	
Witherspoon Performing Arts Center	1,000	
Total - Special Project Support		18,350
Arts Council of Indianapolis		13,796
Grand Total		$871,900

SECTION 2. The Indianapolis City-County Council directs that the Arts Council of Indianapolis shall be the designated coordinating agency for city arts grants; and shall work closely and cooperatively with the Arts Services Section of the Recreation Division of the Indianapolis Department of Parks and Recreation and its Board, and with each arts organization. The Arts Council of Indianapolis shall prepare a City-County Council advisory list of all arts organizations to be funded in 1994 and each year thereafter, with emphasis upon identified competitive arts services to be rendered for arts grant monies received. Said Arts Services will be determined by and accountable under the terms and conditions of a memorandum of understanding agreement between the City of Indianapolis and the Arts Council of Indianapolis, as approved by the City-County Council.

SECTION 3. This resolution is adopted in satisfaction of the requirements of Sec 3.01(b) of the Annual Budget for 1993, Fiscal Ordinance No. 57, 1992.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 232, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 232, 1993 on April 28, 1993. The proposal appropriates $270,723 to the Marion County Public Defender Agency to pay contractual public defender expenses. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 232, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Rhodes
2 NOT PRESENT: Jones, Mullin

Proposal No. 232, 1993 was retitled FISCAL ORDINANCE NO. 34, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 34, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Two Hundred Seventy Thousand Seven Hundred Twenty-three Dollars ($270,723) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing certain other appropriations for the Clerk of the Circuit Court and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (ccc) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to pay contractual public defender expenses.

SECTION 2. The sum of Two Hundred Seventy Thousand Seven Hundred Twenty-three Dollars ($270,723) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY PUBLIC DEFENDER AGENCY	COUNTY GENERAL FUND
3. Other Services and Charges	$270,723
TOTAL INCREASE	$270,723

SECTION 4. The said additional appropriations are funded by the following reductions:

CLERK OF THE CIRCUIT COURT	COUNTY GENERAL FUND
3. Other Services and Charges	$194,723
Unappropriated and Unencumbered County General Fund	76,000
TOTAL REDUCTION	$270,723

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 191, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 191, 1993 on April 28, 1993. The proposal confirms local court rule authorizing filing of court pleadings by facsimile transmission. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 191, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Franklin, Hinkle
2 NOT PRESENT: Jones, Mullin

Proposal No. 191, 1993 was retitled SPECIAL RESOLUTION NO. 31, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 31, 1993

A SPECIAL RESOLUTION confirming local court rule authorizing filing of court pleadings by facsimile transmission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following rule adopted by a majority of the judges of the courts of record of Marion County is hereby approved:

ORDER ON ELECTRONIC FACSIMILE FILING

BY ORDER OF A MAJORITY OF THE COURTS OF RECORD OF MARION COUNTY, and pursuant to Trial Rule 5(E)(2) and Administrative Rule 12, the electronic facsimile filing of pleadings and other documents is hereby authorized in all courts of record of Marion County.

(a) The Clerk of the Marion Circuit Court shall enter into an agreement with one or more telephone service providers to facilitate the filing of pleadings and other documents by facsimile. Said agreement shall require that said telephone service provider pay to the clerk forty cents ($.40) for each facsimile page transmitted through said telephone service provider to the clerk. Said agreement shall also provide that said telephone service provider may charge to the sending party or attorney not more than an additional sixty cents ($.60) for each facsimile page. Under no circumstance may the total charges assessed to the sending party or attorney exceed one dollar ($1.00) per page. Under no circumstances may the total charges assessed to the sending party or attorney exceed the requirement as defined in Administrative Rule 12 of the Supreme Court of the State of Indiana. Except as otherwise specifically ordered, no facsimile transmission shall be made to any court other than through a telephone service provider who has entered into the required agreement with the clerk.

(b) The Clerk of the Marion Circuit Court shall make such arrangements, including the drafting of cover sheets and other forms, as may be reasonably necessary to maximize the utility of electronic facsimile filing, given such technologies as the clerk may have available from time to time.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 201, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 201, 1993 on April 29, 1993. The proposal approves a Board of Public Works resolution regarding the write-off of certain sewer service accounts of $25 or less. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 201, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Jones, Mullin

Proposal No. 201, 1993 was retitled GENERAL RESOLUTION NO. 12, 1993 and reads as follows:

CITY-COUNCIL GENERAL RESOLUTION NO. 12, 1993

A GENERAL RESOLUTION approving Board of Public Works Resolution No. 3073-1993, a Resolution Declaring Certain Sewer Service Final Accounts as Uncollectible and Authorizing the Cessation of Further Collection Efforts.

WHEREAS, the City-County Council has the authority, pursuant to IC 36-9-25-11.7, effective March 1, 1988, and Section 27-115 of the Code of Indianapolis and Marion County, Indiana, as amended, effective May 17, 1988, of final approval of all Board of Public Works' resolutions deeming as uncollectible FINAL sewer service accounts for which the outstanding balance is twenty-five dollars ($25.00) or less, which are at least 120 days delinquent, and which the Department of Public Works has determined to be uncollectible;

WHEREAS, at its regularly scheduled meeting on April 5, 1993, the Board of Public Works approved and adopted Resolution No. 3073-1993, a resolution declaring the accounts listed in the Schedule of Uncollectible Final Accounts attached to that resolution as uncollectible and authorizing the cessation of further collection efforts;

WHEREAS, the Schedule of Uncollectible Final Accounts attached to that resolution contains approximately 1,351 separate accounts totalling approximately $10,581.06. Such final accounts have balances of twenty-five dollars ($25.00) or less, are at least 120 days delinquent, have been closed since before October 1, 1992, and have been determined by the Department of Public Works to be uncollectible;

WHEREAS, Board of Public Works Resolution No. 3073-1993 and the Board of Public Works action thereon fulfill all the requirements of Section 27-115 of the Code of Indianapolis and Marion County, Indiana, except for approval by the City-County Council; and

WHEREAS, a copy of Board of Public Works Resolution No. 3073-1993 has been filed with the Clerk of the Council; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves Board of Public Works Resolution No. 3073-1993, declares that the accounts listed in the certified Schedule of Uncollectible Final Accounts which is a part of that resolution are deemed uncollectible and further authorizes and directs the Department of Public Works to cease collection procedures and to expense the amounts outstanding on such accounts as bad debts.

SECTION 2. This resolution shall be in full force and effect upon adopting in compliance with IC 36-3-4-14.

PROPOSAL NO. 228, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 228, 1993 on May 3, 1993. The proposal transfers and appropriates $27,000 for the County Auditor to purchase equipment. Councillor Rhodes stated that this appropriation is for computer equipment in the Property Reassessment section in the Auditor's Office. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 228, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT PRESENT: Jones, Mullin

Proposal No. 228, 1993 was retitled FISCAL ORDINANCE NO. 35, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Twenty-seven Thousand Dollars ($27,000) in the Property Reassessment Fund for purposes of the County Auditor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor to purchase equipment.

SECTION 2. The sum of Twenty-seven Thousand Dollars ($27,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY AUDITOR	PROPERTY REASSESSMENT FUND
4. Capital Outlay	$27,000
TOTAL INCREASE	$27,000

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY AUDITOR	PROPERTY REASSESSMENT FUND
3. Other Services and Charges	$27,000
TOTAL REDUCTION	$27,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor O'Dell said that he would like a report on the Observatory Tower. The President suggested that the Administration and Finance Committee hear that report. Councillor Rhodes said it will be on the agenda for the May 17, 1993 Administration and Finance Committee meeting.

Councillor Jimison stated that the Moratorium on Violence campaign is sponsoring a "Hands Around Our City Day" to be held May 23, 1993. She asked all Councillors to participate in the event.

Councillor Boyd said that because several members of this community have recognized a pervasive problem of violence which impacts everyone and because these citizens of Indianapolis have and are devoting considerable time and energy to more fully identify the problem and raise public consciousness to it he moved that the Indianapolis City-County Council, by passage of this motion, commend the efforts of these volunteers and encourage citizen participation in the anti-violence activities scheduled for the weekend of May 21. This motion was seconded by Councillor Short and passed by unanimous voice vote.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 10th day of May, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, MAY 24, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, May 24, 1993, with Councillor SerVaas presiding.

Councillor Schneider led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
2 ABSENT: Hinkle, Rhodes

A quorum of twenty-seven members being present, the President called the meeting to order.

[Clerk's Note: Councillors Hinkle and Rhodes arrived shortly thereafter.]

INTRODUCTION OF GUESTS AND VISITORS

Councillor Smith introduced members of Acton United Methodist Church's Boy Scout Troop No. 104: Justin DeWell, Randy Garriott, Pete Lyons, Andy Sisk, and their leader Mike Garriott.

Councillor O'Dell introduced racecar driver, Dominic Dobson, No. 66 with the Burns Racing Team; also present with Mr. Dobson were Mr. and Mrs. Burns; Leon Younger, Director, Department of Parks and Recreation (DPR); and Mark Bowell, Administrator, Marketing Services Division, DPR.

Councillor Boyd acknowledged the presence of Tom and Moon Jung of ABC Beauty Supply.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, May 24, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

May 11, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 13, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 231, 242, 243, 244, 245, 272 and 273, 1993, to be held on Monday, May 24, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

May 13, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 20, 1993, a copy of a Revised LEGAL NOTICE on General Ordinance No. 40, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 32, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1993) appropriating an additional Thirty Thousand Dollars ($30,000) in the County General Fund for purposes of the Marion County Public Defender and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 34, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1993) transferring and appropriating an additional Two Hundred Seventy Thousand Seven Hundred Twenty-three Dollars (270,723) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing certain other appropriations for the Clerk of the Circuit Court and reducing the unappropriated and unencumbered balance in the County General Fund.

GENERAL RESOLUTION NO. 11, 1993, approving certain public purpose grants for support of the arts.

GENERAL RESOLUTION NO. 12, 1993, approving Board of Public Works Resolution No. 3073-1993, a Resolution Declaring Certain Sewer Service Final Accounts as Uncollectible and Authorizing the Cessation of Further Collection Efforts.

SPECIAL RESOLUTION NO. 24, 1993, remembering Richard W. Guthrie.

SPECIAL RESOLUTION NO. 25, 1993, recognizing King's Kids.

SPECIAL RESOLUTION NO. 26, 1993, recognizing DPW retiree Bobby Lee Dorney.

SPECIAL RESOLUTION NO. 27, 1993, recognizing the 1993 White River Park State Games.

SPECIAL RESOLUTION NO. 28, 1993, designating a section of Tenth Street as the "Vietnam Veterans Memorial Way."

SPECIAL RESOLUTION NO. 29, 1993, amending City-County Special Resolution No. 39, 1993, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 30, 1993, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 31, 1993, confirming local court rule authorizing filing of court pleadings by facsimile transmission.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of May 10, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 306, 1993. Councillor Boyd read the proposal which condemns the actions of the local Black Panther Militia. The President said that Mmoja Ajabu, leader of the Black Panthers, wished to address the Council. Councillor Black moved, seconded by Councillor Jones, that the City-County Council of the City of Indianapolis grant the Black Panthers the right to present their case before the City-County Council of the City of Indianapolis. Councillor Black's motion was defeated by the following roll call vote; viz:

10 YEAS: Black, Boyd, Brents, Franklin, Gray, Jones, Moriarty, O'Dell, Smith, West
17 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Giffin, Gilmer, Golo, Jimison, McClamroch, Mullin, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Williams
2 NOT PRESENT: Hinkle, Rhodes

The President said that he informed the Black Panthers that they may request to make a public statement and a provision will be made for them to address the members of this Council.

Proposal No. 306, 1993 was adopted by majority voice vote. Proposal No. 306, 1993 was retitled SPECIAL RESOLUTION NO. 32, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 32, 1993

A SPECIAL RESOLUTION condemning the action of the local Black Panther Militia and supporting the right of all American citizens to peacefully engage in the conduct of business.

WHEREAS, a local group known as the Black Panther Militia and not representative of any significant segment of the Indianapolis Black or African-American population has selected at least one local business to boycott solely on the basis that it operates in a Black community and is not Black owned; and

WHEREAS, specifically directed bigotry rarely maintains its focus but tends to make targets of both the intended and unintended and puts at risk any minority group which embraces bigotry, prejudice and discrimination as tools toward any end; and

WHEREAS, the American constitution does not provide for classes of citizenship upon which is based a system of selected rights, privileges and apportioned entitlements to economic opportunity; and

WHEREAS, though the American ideal of justice and equality for all citizens has not been fully met, it must remain a viable ideal toward which all Americans must strive; and

WHEREAS, this city and nation can never afford to run the risk of having quietness on issues of intolerance, injustice and denied opportunity interpreted as acceptance of them; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The members of the Indianapolis City-County Council join the sponsor and author of this resolution, African-American Councillor Rozelle Boyd, in condemning the recent actions and boycott by the Black Panther Militia.

SECTION 2. Be it further resolved that this Council reaffirms its commitment to full opportunity for all; and full access of all citizens to the Constitutional rights and privileges of their citizenship.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 136, 1993. Councillor Schneider reported that the Municipal Corporations Committee heard Proposal No. 136, 1993 on May 20, 1993. The proposal appoints Nelson S. Hart to the Beech Grove Public Library Board. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor West, for adoption. Proposal No. 136, 1993 was adopted by unanimous voice vote.

Proposal No. 136, 1993 was retitled COUNCIL RESOLUTION NO. 51, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 51, 1993

A COUNCIL RESOLUTION appointing Nelson S. Hart to the Beech Grove Public Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Beech Grove Public Library Board, the Council appoints:

Nelson S. Hart

SECTION 2. The appointment made by this resolution is for a term ending March 31, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 287, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by adding a new Section 23-13 concerning an early retirement benefit program;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 288, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing procedures for accounting and appropriations of revenues from the law enforcement education program fee;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 289, 1993. Introduced by Councillors Rhodes and McClamroch. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $11,210 for the Washington Township Assessor to cover supply and computer equipment expenses;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 290, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $1,840 for the County Commissioners to pay a speaker fee for the Marion County Parent Teachers Association;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 291, 1993. Introduced by Councillors Coughenour and Brents. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION concerning the availability of mental health services;" and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 292, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code regarding the noise caused by the construction or repair of buildings;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 293, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the disbursement of a portion of the Community Development Block Grant Funds;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 294, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $175,000 for the Sheriff to pay Riverside Community Corrections to house inmates during the months of April-July 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 295, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reappropriating $62,400 for the Prosecuting Attorney and repealing Fiscal Ordinance No. 29, 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 296, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $140,665 of Home Detention User Fees for Community Corrections to cover operating expenses for the 1993-1994 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 297, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $746,385 for Community Corrections to utilize a state grant for fiscal year 1993-1994"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 298, 1993. Introduced by Councillors SerVaas, Borst, Coughenour, Curry, Dowden, Hinkle and O'Dell. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION creating the Court Space Reorganization Commission"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 299, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the powers and duties of the Metropolitan Emergency Communications Agency and its Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 300, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Brice A. Tressler to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 301, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Bernie Paul to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 302, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Fred G. Johnston, Jr. to the Board of Ethics;" and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 303, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Judy Seubert to the Board of Ethics;" and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 304, 1993. Introduced by Councillors Coughenour, Beadling, Borst, Boyd, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, SerVaas, Shambaugh, Short, Smith and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning smoking restrictions;" and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 305, 1993. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION establishing a Task Force on Consultant Policies;" and the President referred it to the Administration and Finance Committee.

[Clerk's Note: Councillor Hinkle arrived at this time.]

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 269, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 269, 1993 on May 5 and 20, 1993. The proposal authorizes the issuance of City of Indianapolis, Indiana Economic Development Health Care Facility Revenue Bond (Castleton Nursing Home Project) Series 1993 in the principal amount not to exceed $2,500,000. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 269, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, West, Williams
0 NAYS:
7 NOT VOTING: Black, Boyd, Brents, Gilmer, Golc, Short, Smith
1 NOT PRESENT: Rhodes

Proposal No. 269, 1993 was retitled SPECIAL ORDINANCE NO. 4, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its Economic Development Health Facility Revenue Bond Series A (Castleton Nursing Home Project), in the aggregate principal amount not to exceed Two Million Five Hundred Thousand Dollars ($2,500,000), and approving and authorizing other actions in respect thereto.

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition and construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for American Health Care-Castleton, Inc. and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on May 5, 1993 pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by American Health Care-Castleton, Inc. (the "Company") consisting of the acquisition of a one-story nursing home facility containing approximately 39,222 square feet and a separate laundry building containing approximately 1,440 square feet, both of which are located at 7630 E. 86th Street, Indianapolis, Indiana on approximately 5.72 acres of land; the acquisition of machinery, equipment, and furnishings for use in the facilities; and the acquisition, construction, renovation, installation, and equipping of various site improvements at the facilities (the "Project") which will be initially owned by American Health Care-Castleton, Inc. complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively, the "Act") and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its Economic Development Health Facility Revenue Bond, Series A (Castleton Nursing Home Project) in the principal amount not to exceed Two Million Five Hundred Dollars ($2,500,000) (the "Bond") dated as of May 1, 1993 in order to obtain funds to lend to American Health Care-Castleton, Inc. (the "Company") pursuant to a Loan Agreement (the "Loan Agreement") dated as of May 1, 1993, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the acquisition of a one-story nursing home facility containing approximately 39,222 square feet and a separate laundry building containing approximately 1,440 square feet, both of which are located at 7630 E. 86th Street, Indianapolis, Indiana on approximately 5.72 acres of land; the acquisition of machinery, equipment, and furnishings for use in the facilities; and the acquisition, construction, renovation, installation, and equipping of various site improvements at the facilities (the "Project"); and to pay a portion of the costs of issuance of the Bond; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bond pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bond as the same become due and payable and to pay administrative expenses in connection with the Bond; and

WHEREAS, pursuant to an Assignment from the Issuer to National Healthcorp, L.P. (the "Purchaser") (the "Assignment") dated as of May 1, 1993, the Issuer will assign certain of its rights under the Loan Agreement as security for the Bond; and

WHEREAS, American Health Care, Inc. (the "Guarantor") will enter into a Guaranty Agreement (the "Guaranty Agreement") with the Purchaser dated as of May 1, 1993; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Loan Agreement, Assignment, Guaranty Agreement, Promissory Note, Real Estate Mortgages and the form of the City of Indianapolis, Indiana Economic Development Health Facility Revenue Bond, Series A (Castleton Nursing Home Project) by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents (as hereinafter defined) consisting of the Project, the issuance and sale of the Bond, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the 1) Loan Agreement; 2) Assignment; 3) Guaranty Agreement; 4) Promissory Note; 5) Real Estate Mortgage from the Company to the Purchaser; 6) Real Estate Mortgage from the Guarantor to the Purchaser; and 7) Bond (hereinafter referred collectively as the "Financing Documents") approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. In compliance with IC 36-1-5-4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bond in the principal amount not to exceed Two Million Five Hundred Dollars ($2,500,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bond will be payable as to principal and interest solely from the payments made by the Company pursuant to the Promissory Note in the principal amount equal to the principal amount of the Bond which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bond shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bond to the purchaser at a price not less than 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 10%.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bond may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bond to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Bond shall be dated a date not later than ninety (90) days after the date of adoption of this special ordinance by this Council. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bond and after the issuance of said Bond, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bond or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

[Clerk's Note: Councillor Rhodes arrived at this time.]

PROPOSAL NOS. 307-313, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 21, 1993". The Council did not schedule Proposal Nos. 307-313, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 307-313, 1993 were retitled REZONING ORDINANCE NOS. 68-74, 1993 and are identified as follows:

REZONING ORDINANCE NO. 68, 1993. 93-Z-48 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #17.
5050 WEST TROY AVENUE (approximate address), INDIANAPOLIS.
MAURER AND ASSOCIATES, INC. requests the rezoning of 2.31 acres, being in the D-A District, to the D-5II classification to provide for the development of a residential subdivision by platting.

REZONING ORDINANCE NO. 69, 1993. 93-Z-49 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 05.
9901 EAST 38TH STREET (approximate address), INDIANAPOLIS.
JESUS SAVES LIGHTHOUSE CHURCH requests the rezoning of 5 acres, being in the C-4 District, to the SU-I classification to provide for an addition to a church and a school.

REZONING ORDINANCE NO. 70, 1993. 93-Z-50 (DP-5) WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 07.
2051 WEST 79TH STREET (approximate address), INDIANAPOLIS.
WEIHE DEVELOPMENT CORPORATION, by Philip A. Nicely, requests the rezoning of 7.03 acres, being in the DP District, to the DP classification to provide for a 25-lot subdivision consistent with the new adjacent subdivision (Harcourt Springs).

REZONING ORDINANCE NO. 71, 1993. 93-Z-52 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 12.
7145 EAST 21ST STREET (approximate address), INDIANAPOLIS.

BEVERLY ENTERPRISES, INC., by Donald E. WILLIAMS, requests the rezoning of 3.0 acres, being in the SU-6 District, to the C-1 classification to provide for the expansion of an existing nursing home, including laundry facility, conversion of office space to residential rooms and rehabilitation area, remodeling of existing residential rooms, common areas and office space.

REZONING ORDINANCE NO. 72, 1993. 93-Z-53 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
6510 GEORGETOWN ROAD (approximate address), INDIANAPOLIS.
ESTRIDGE DEVELOPMENT COMPANY, INC. requests the rezoning of 0.49 acre, being in the D-6II District, to the D-3 classification to provide for single-family residential development by platting.

REZONING ORDINANCE NO. 73 1993. 93-Z-76 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #5,
12151 EAST 65TH STREET (approximate address), LAWRENCE.
CROOKED CREEK AT GEIST DEVELOPMENT CO., INC., by Thomas Michael Quinn, requests the rezoning of 3.392 acres, being in the D-A District to the C-3 zoning classification to provide for commercial development.

REZONING ORDINANCE NO. 74, 1993. 93-Z-77 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT #5.
12201 EAST 65TH STREET (approximate address), LAWRENCE.
CROOKED CREEK AT GEIST DEVELOPMENT CO., INC., by Thomas Michael Quinn, requests the rezoning 30.635 acres, being in the D-A District to the D-5II classification to provide for residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 108, 1993. The proposal appropriates $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until June 21, 1993. Consent was given.

PROPOSAL NO. 179, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 179, 1993 on May 17, 1993. The proposal appropriates $86,214 for the County Auditor to pay the law enforcement continuing education program fees for the law enforcement agencies within Marion County. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

The President called for public testimony at 7:37 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, to strike. Proposal No. 179, 1993 was stricken by unanimous voice vote.

PROPOSAL NOS. 231 and 242, 1993. The President ruled that these two proposals would be voted on together. PROPOSAL NO. 231, 1993. The proposal appropriates $108,095 to the County Recorder to cover the personnel expenses. PROPOSAL NO. 242, 1993. The proposal appropriates $20,053 for the County Recorder to purchase additional magnetic disk storage and work stations. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal Nos. 231 and 242, 1993 on May 17, 1993. By a 7-1 vote, the Committee reported Proposal No. 231, 1993 to the Council with the recommendation that it do pass as amended. By a 7-0 vote, the Committee reported Proposal No. 242, 1993 to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:41 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal Nos. 231 and 242, 1993 were adopted on the following roll call vote; viz:

24 YEAS: Borst, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
5 NOT VOTING: Beadling, Black, Boyd, Franklin, Williams

Proposal No. 231, 1993, as amended, was retitled FISCAL ORDINANCE NO. 36, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Eight Thousand Ninety-five Dollars ($108,095) in the County General Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (h) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder.

SECTION 2. The sum of One Hundred Eight Thousand Ninety-five Dollars ($108,095) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY RECORDER	COUNTY GENERAL FUND
1. Personal Services	$ 75,500
3. Other Services and Charges	21,900
COUNTY AUDITOR	
1. Personal Services (fringes)	10,695
TOTAL INCREASE	$108,095

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$108,095
TOTAL REDUCTION	$108,095

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 242, 1993, as amended, was retitled FISCAL ORDINANCE NO. 37, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty Thousand Fifty-three Dollars ($20,053) in the Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the Recorder's Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (h) of the City-County Annual Budget for 1993, be and is hereby amended by the increases

and reductions hereinafter stated for purposes of the County Recorder to purchase additional magnetic disk storage and work stations.

SECTION 2. The sum of Twenty Thousand Fifty-three Dollars ($20,053) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY RECORDER	RECORDER'S PERPETUATION FUND
4. Capital Outlay	$20,053
TOTAL INCREASE	$20,053

SECTION 4. The said additional appropriations are funded by the following reductions:

	RECORDER'S PERPETUATION FUND
Unappropriated and Unencumbered Recorder's Perpetuation Fund	$20,053
TOTAL REDUCTION	$20,053

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 243, 1993. The proposal transfers and appropriates $15,500,378 for the Department of Metropolitan Development, Division of Neighborhood and Development Services, to comply with the Redevelopment Act which requires that monies given or paid for redevelopment purposes shall be credited to the redevelopment fund. Councillor Borst asked for consent to postpone Proposal No. 243, 1993 until June 7, 1993. Consent was given.

PROPOSAL NO. 244, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 244, 1993 on May 20, 1993. The proposal appropriates $115,300 for the Department of Parks and Recreation, Recreation and Special Facilities Division and Natural Resources Division, to use for purposes as specified by donors such as developing Skiles Test Estate Park. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:46 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Jones, for adoption. Proposal No. 244, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
5 NOT VOTING: Beadling, Boyd, Franklin, Schneider, Williams

Proposal No. 244, 1993 was retitled FISCAL ORDINANCE NO. 38, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Fifteen Thousand Three Hundred Dollars ($115,300) in the Park General Fund for purposes of the Department of Parks & Recreation, Recreation and Special Facilities and Natural Resources and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Recreation and Special Facilities and Natural Resources to develop the Skiles Test Estate Park, and upgrade various facilities with grants and gifts in accordance with donor bequests.

SECTION 2. The sum of One Hundred Fifteen Thousand Three Hundred Dollars ($115,300) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION, RECREATION AND SPECIAL FACILITIES DIVISION, AND NATURAL RESOURCES DIVISION	PARK GENERAL FUND
2. Supplies	$ 8,700
3. Other Services and Charges	15,700
4. Capital Outlay	90,900
TOTAL INCREASE	$115,300

SECTION 4. The said additional appropriations are funded by the following reductions:

	PARK GENERAL FUND
Unappropriated and Unencumbered Park General Fund	$115,300
TOTAL REDUCTION	$115,300

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 245, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 245, 1993 on May 20, 1993. The proposal authorizes the issuance and sale of a Note of the City of Indianapolis Park and Recreation District and to appropriate the proceeds of the Note. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:48 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Giffin, for adoption. Proposal No. 245, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
4 NOT VOTING: Boyd, Franklin, Rhodes, Williams

Proposal No. 245, 1993 was retitled FISCAL ORDINANCE NO. 39, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1993

A FISCAL ORDINANCE authorizing and approving the issuance and sale to The Indianapolis Local Public Improvement Bond Bank of the City of Indianapolis Park District Note, Series 1993A, in a principal amount not to exceed Three Million Four Hundred Thousand Dollars ($3,400,000) for the purpose of procuring funds to pay the principal of and accrued interest on the City of Indianapolis Park District Note, Series 1991A, and appropriating the proceeds of a note of the Park District of the City in an amount not to exceed Three Million Four Hundred Thousand Dollars ($3,400,000).

WHEREAS, on May 13, 1993, the Board of Parks and Recreation of the City of Indianapolis, Indiana, being the governing body of the Park District of the City of Indianapolis, Indiana (the "Park District") adopted a Note Resolution authorizing the issuance and sale to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") of the City of Indianapolis Park District Note, Series 1993A in a principal amount not to exceed Three Million Four Hundred Thousand Dollars ($3,400,000) (the "Note") for the purpose of procuring funds to pay the principal of and accrued interest on the City of Indianapolis Park District Note, Series 1991A, issued in the principal amount of Three Million Three Hundred Seventy Thousand Dollars ($3,370,000) (the "Series 1991A Note") and to pay the costs of issuance of the Note; and

WHEREAS, Sec. 2-425 of the Code of Indianapolis and Marion County, Indiana requires the approval of the issuance of the Notes by the City-County Council; and

WHEREAS, the prior notes of the Park District, including the Series 1991A Note, were issued in anticipation of the issuance of bonds and it remains the intent of the City-County Council to issue bonds to repay the Note;

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the aforementioned purposes, and an extraordinary emergency and necessity exists for the making of the additional appropriation set forth herein;

WHEREAS, the Clerk of the City-County Council has caused notice of a public hearing on the appropriation to be published as required by law; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby authorizes and approves the issuance of the Note and its sale to the Bond Bank all as set forth in the Note Resolution of the Park District and further approves the purposes for the which the proceeds of the Note are to be expended as set forth in the Note Resolution. This approval shall constitute the approval required by Section 2-425 of the Code of Indianapolis and Marion County, Indiana.

SECTION 2. The proceeds of the Note in an amount not to exceed Three Million Four Hundred Thousand Dollars ($3,400,000) are hereby appropriated for the purpose of paying the principal of and accrued interest on the Series 1991A Note and paying costs of issuance of the Note, all as set forth in the Note Resolution.

SECTION 3. The Clerk of the City-County Council is hereby authorized and directed to provide a certified copy of the proceedings concerning this appropriation to the State Board of Tax Commissioners. The action of the City-County Council is final.

SECTION 4. This ordinance shall be effective upon and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

Councillor Coughenour stated that the Air Pollution Control Board (Board) wants to reconsider Regulation XIII Asbestos Abatement (Regulation). Due to the technical basis for this Regulation the Council can only reject or accept it. She asked David Jordan, Assistant Administrator, Environmental Resources Management Division, to explain the Board's recommendation.

Mr. Jordan said that the Board at its April meeting passed amendments to the Asbestos Regulation. Since that time the Board discovered some additional information which was discussed at the May meeting. At that time the Board voted to reconsider the Regulation. Questions have been raised because the ordinance is silent on whether or not the Board can in fact reconsider a regulation that has already been passed. The Board recommends that the Council reject the Regulation so as to allow the Board to reconsider it.

Councillor Schneider stated that he believes the Regulation goes further than what is required.

Councillor West asked Robert G. Elrod, General Counsel, to rule as to whether Council needs to reject the Regulation or just concur in sending it back so as not to make the Board start the process all over again.

Mr. Elrod replied that he reviewed the Board's actions and believes that there is no action required by the Council to affirm the Board's reconsideration. All the Council has is a veto power of the Board's regulations. He said that there is nothing that impedes the Board from taking the action it took to reconsider its vote adopting the Regulation. He said that he believes that legally at this point the Regulation has not been adopted. The Board has reconsidered its vote adopting it and has not acted subsequent to that reconsideration vote, so there is no regulation presently adopted and pending before this Council. If this Council wishes to move to acknowledge that the matter has been withdrawn it would be appropriate. He said that he does not think there is any necessity to reject it at this point, because it is not adopted by the Board.

Councillor McClamroch stated that for the record he believes the discussion is about Proposal No. 236, 1993.

[Clerk's Note: Proposal No. 236, 1993, sponsored by Councillor Curry, rejects amendments to Regulation XIII Asbestos Abatement, adopted April 8, 1993. The President assigned it to the Public Works Committee.]

Councillor McClamroch asked what is the harm of this Council rejecting the Regulation.

Mr. Elrod responded that it is his understanding that if the Council rejects it at this point, the Board has to start back at the initial hearing process again and go through all of the preliminaries that procedure sets out for adopting a new regulation. If the Board reconsiders it, the Board does not have to start again with all the preliminary hearings.

Councillor McClamroch said that he is concerned from a legal standpoint that the Council allow any regulations to become law by not taking action. He urged the Council to vote yes on Proposal No. 236, 1993 because it calls for rejecting the amendments.

Councillor Curry said that he agrees with Councillor McClamroch. The Council should reject the Regulation and be on record to avoid any misunderstanding in the future.

Councillor Coughenour asked Mike Wallman, departmental attorney, Office of Corporation Counsel, if it is his legal opinion that if the Council rejects the Regulation the Board would have to start all over with hearings.

Mr. Wallman replied that this procedure is sufficiently new in the sense that there is no past history for a regulatory body to promulgate a regulation, have it pending for sixty days and then withdraw it. He believes the clearest mechanism to give the Board the fullest opportunity to reconsider the Regulation would be for the Council to reject it. The Board would then begin again, but it is his opinion that it would simply be a matter of republication and then moving ahead.

Councillor West asked David Rees, member of the Air Pollution Control Board, to speak on behalf of the Board as to why the Council should allow the Board's motion to reconsider.

Mr. Rees stated that the Board did not ask the Council to reject the Regulation. It certainly is within the Council's power to do that, but that was not the request. The Board voted to call it back for further consideration. It is his opinion there has been much misinformation reported about this Regulation. The Board was informed that there would be a hearing before the Public Works Committee on May 26, 1993. Members of the Board and other persons with technical insight would have been prepared to address such misinformation at the Committee meeting. When the Board voted to call it back for reconsideration there was no opportunity for the Committee to air these matters. Mr. Rees said the Board would like an opportunity for a hearing before the Public Works Committee and urged the Council not to reject the Regulation at this Council meeting.

Councillor McClamroch said that he is concerned that if the Council does not act at this Council meeting, the Board's initial regulations will become law.

Mr. Rees said that it his understanding that this Council has one other session within the time period during which it could reject.

Councillor Coughenour stated that it was her impression from previous discussion that the safe way to go about this was to reject. It was never mentioned to her that the Board would have to start the process all over again. She said that the Public Works Committee has a meeting scheduled for May 26, 1993 and Proposal No. 236, 1993 could be heard at that meeting.

The President said that these matters have previously come to the Council before from the same Board. He has been assured by City Legal and by Mr. Elrod that the Council can either accept or reject the matters. He believes that the Council should have a formal written legal opinion by City Legal in writing either sustaining that point of view or further elucidating that point of view and that he suggested that it be discussed at the May 26th Public Works Committee hearing. The President recommended that Proposal No. 236, 1993 be referred again to the Public Works Committee and that the hearing be held in time for the Council to consider this within the statutory limit which is 14 days from this date.

Councillor Schneider urged the Council members to reject this regulation at this Council meeting.

Proposal No. 236, 1993 was returned to Committee by the following roll call vote; viz:

15 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Franklin, Golc, Gray, Hinkle, Jones, Moriarty, O'Dell, SerVaas, West, Williams
12 NAYS: Black, Curry, Dowden, Giffin, Jimison, McClamroch, Mullin, Ruhmkorff, Schneider, Shambaugh, Short, Smith
2 NOT VOTING: Gilmer, Rhodes

PROPOSAL NO. 659, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 659, 1992 on May 18, 1993. The proposal amends the Revised Code concerning the adjournment motions recognizing deceased persons. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass, as amended. Councillor Curry moved, seconded by Councillor Boyd, for adoption. Proposal No. 659, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Borst
1 NOT VOTING: Moriarty

Proposal No. 659, 1992, as amended, was retitled GENERAL ORDINANCE NO. 50, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 50, 1993

A GENERAL ORDINANCE to add into the rules of the city-county council adjournment motions which recognize deceased persons.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended by adding a new section, Sec. 151-87, to read as follows:

Sec. 151-87. Adjournment motions recognizing deceased persons.

At the conclusion of each Council meeting immediately prior to traditional adjournment, the Clerk or a member of the Council as designated by the President shall have the opportunity to adjourn the meeting in recognition of and respect for the life and contributions of specifically named deceased persons. The name(s) of such deceased persons shall be submitted to the Clerk by the sponsoring Councillor by 5:00 P.M. at least two work days before the regularly scheduled meeting of the Council at which the motion is to be offered. The motion shall be in writing on a form devised and approved by the Clerk and shall contain all information necessary to facilitate the full intent and process of this ordinance. The following protocol for offering motions is to be used.

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Mr. President.

The President The Chair recognizes (The Clerk) Councillor _____.

The Councillor Mr. President, I have been asked to offer the following motion(s) for adjournment.

by Councillor _____ in memory of _____.

by Councillor _____ in memory of _____.

(This format will be followed through the completion of all names.)

Mr President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion(s) be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President Thank you, Councillor _____. Hearing no objections, the motion(s) is/are received and the requests are so ordered.

Hearing no further motions for adjournment, we are adjourned. (gavel)

Sec. 151-88.

The letter to be sent to the involved families will take the following form.

Dear _____

I am very pleased to advise you that upon motion made by Councillor _____, the _____ session of the Indianapolis City-County Council was adjourned "in recognition of and respect for the life and contributions of _____."

Councillor _____'s motion was supported by the full Council and is now a part of our permanent records.

America has been made great by those persons who have made the landmark contributions as well as those whose very presence in the community is a stabilizing influence which lends a sense of purpose and direction. We join you at this time in remembering _____.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President asked Beverly Rippy, Clerk of the Council, and Max Moser, Research Director, to assist the Councillors with the forms and letters in this new adjournment format.

PROPOSAL NOS. 113 and 114, 1993. The President ruled that these two proposals would be voted on together. PROPOSAL NO. 113, 1993. The proposal reestablishes the Indianapolis Cumulative Capital Development Fund for the years 1994, 1995 and 1996. PROPOSAL NO. 114, 1993. The proposal reestablishes the Marion County Cumulative Capital Development Fund for the years 1994, 1995 and 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal Nos. 113 and 114, 1993 on May 18, 1993. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Curry moved, seconded by Councillor West, for adoption. Proposal Nos. 113 and 114, 1993 were adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 113, 1993 was retitled SPECIAL ORDINANCE NO. 5, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 5, 1993

A SPECIAL ORDINANCE re-establishing the Indianapolis Cumulative Capital Development Fund.

WHEREAS, IC 36-9-15.5 allows counties to establish a municipal cumulative capital development fund; and

WHEREAS, Special Ordinance No. 35, 1984 established the Indianapolis Cumulative Capital Development Fund; and

WHEREAS, Special Ordinance No. 55, 1985 amended the Indianapolis Cumulative Capital Development Fund to permit its use for additional capital purposes; and

WHEREAS, Special Ordinance No. 7, 1990 reestablished the Indianapolis Capital Development Fund; and

WHEREAS, IC 36-9-15.5-5 and IC 36-9-15.5-6 provide that the maximum period for which a cumulative capital development fund may be established is three (3) years; and

WHEREAS, 1993 is the last year of the current fund; and

WHEREAS, the City of Indianapolis desires to reestablish the Indianapolis Cumulative Capital Development Fund, as necessary and prudent for the fiscal well-being of the City of Indianapolis; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. There is hereby established an Indianapolis Cumulative Capital Development Fund.

SECTION 2. An ad valorem property tax levy will be imposed and the revenues from the levy will be retained in the Indianapolis Cumulative Capital Development Fund.

SECTION 3. The maximum rate of levy under Section 2 will not exceed the following amounts:

a. .15 per $100.00 assessed valuation for 1994
b. .15 per $100.00 assessed valuation for 1995
c. .15 per $100.00 assessed valuation for 1996

SECTION 4. The funds accumulative in the Indianapolis Cumulative Capital Development Fund will be used for the following purposes:

a. To provide for the cost of construction, maintenance, and repair of bridges, approaches and grade separations, as described in IC 8-16-3;

b. To provide for the acquisition of real property and the construction, enlarging, improving, remodeling, repairing, or equipping of buildings, structures, runways, or other facilities for use in connection with an airport operated by the Indianapolis Airport Authority as described in IC 8-22-3-25;

c. To provide for the adequate maintenance of channel improvements, levees, and water retarding or impoundment structures, or for the emergency of unusually expensive maintenance for such works of improvement, as described in IC 13-3-3-89;

d. To provide for city hospitals, for the purchase of real estate and grounds for hospital purposes, to remodel or make major repairs on any hospital building or buildings, to erect and construct hospital buildings or additions or extensions to them, or for any other major capital improvements, as described in IC 16-12.2-5-32;

e. To provide for the purchase, construction, renovation, or addition to buildings used by the fire department, for the purchase of firefighting equipment, including payments required under lease rental with option to purchase agreements, and to purchase police radio equipment, and to purchase, construct, renovate or add to a building or to purchase equipment for use of a provider of medical services under IC 16-1-39-15, as described in IC 36-8-14-2;

f. To provide for the acquisition of buses, and for the planning, establishment, and maintenance of routes and schedules to assist in the implementation of urban mass transportation systems as described in IC 36-9-4;

g. To provide funds to purchase, construct, equip, and maintain buildings for municipal purpose, to acquire the land, and any improvements on it, that are necessary for construction of municipal buildings, to demolish any improvements on land acquired by such means, and to level grade, and prepare the land for the construction of a municipal building, to acquire land or rights-of-way to be used as a public way or other means of ingress or egress to land acquired for the construction of a municipal building, to improve or construct any public way or other means of ingress or egress to land acquired for the construction of a municipal building, as described in IC 36-9-16-2;

h. To provide funds to acquire land or rights-of-way to be used for public ways or sidewalks, to construct and maintain public ways or sidewalks, to acquire land or rights-of-way for the construction of sanitary or storm sewers, or both, to construct and maintain sanitary or storm sewers, or both, to acquire, by purchase or lease, or to pay all or part of the purchase price of a utility, to purchase or lease land, buildings, or rights-of-way for the use of any utility that is acquired or operated by the municipality, to purchase or acquire land, with or without buildings, for park or recreation purposes, to purchase lease, or pay all or part of the purchase of motor vehicles for the use of the police and fire department, or both, including ambulances and firefighting vehicles with the necessary equipment, ladders, and hoses, to retire in whole or in part any general obligation bonds that were issued for the purpose of acquiring or constructing improvements or properties that would qualify for the

use of these funds, to purchase or lease equipment and other nonconsumable personal property needed for any public transportation use, or to purchase or lease equipment to be used to illuminate a public way or sidewalk, as described in IC 36-9-16-3;

i. To provide for the acquisition of rights-of-way for public ways or sidewalks, or the construction or reconstruction of public ways or sidewalks, as described in IC 36-9-16.5-2;

j. To provide funds to be used to construct, repair or improve streets, alleys, sidewalks, curbs, gutters, and sewers, as described in IC 36-9-17-3;

k. To provide for the planning, erection, remodeling, extension, and repair of sewer disposal plants and sewers to convey sanitary sewage to those plants, for the construction, remodeling, repair and extension of storm sewers, for relief sewers and drains in aid of the sanitary system or storm sewers, for the payment of the municipality's part of the costs of any public sewer or drainage project that (a) lies wholly or partly within the municipality; and (b) aids or is connected to the sewage collection or drainage system of the municipality, and for the payment of the part of any project that is allocable to property owners by special assessment under IC 36-9-21, for repayment to the cumulative building and sinking fund as described in IC 36-9-26;

l. To provide for the construction, reconstruction or maintenance of drains as provided for in IC 36-9-27;

m. With respect to municipal parks as described in IC 36-10-4, to pay for the acquisition of any land used for those purposes, or for any improvement authorized by IC 36-10-4.

SECTION 5. Notwithstanding Section 4, funds accumulated in the Indianapolis Cumulative Capital Development Fund may be spent for purposes other than the purposes stated in Section 4, if the purpose is to protect the public health, welfare, or safety in an emergency situation which demand immediate action. Money may be spent under the authority of this section only after the Mayor of Indianapolis issues a declaration that the public health, welfare or safety is in immediate danger that requires the expenditure of money in the fund.

SECTION 6. This fund takes effect upon approval of the State Board of Tax Commissioners.

SECTION 7. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the counsel in adopting this ordinance. To this end, the provisions of this ordinance are severable.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 114, 1993 was retitled SPECIAL ORDINANCE NO. 6, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 6, 1993

A SPECIAL ORDINANCE re-establishing the Marion County Cumulative Capital Development Fund.

WHEREAS, IC 36-9-14.5 allows counties to establish a county cumulative capital development fund; and

WHEREAS, Special Ordinance No. 36, 1984 established the Marion County Cumulative Capital Development Fund; and

WHEREAS, Special Ordinance No. 56, 1985 and Special Ordinance No. 15, 1988 amended the Marion County Cumulative Capital Development Fund to permit its use for additional capital purposes; and

WHEREAS, Special Ordinance No. 8, 1990 reestablished the Marion County Capital Development Fund; and

WHEREAS, IC 36-9-14.5-5 and IC 36-9-14.5-6 provide that the maximum period for which a cumulative capital development fund may be established is three (3) years; and

WHEREAS, 1993 is the last year of the current fund; and

WHEREAS, Marion County desires to reestablish the Marion County Cumulative Capital Development Fund, as necessary and prudent for the fiscal well-being of Marion County; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. There is hereby established a Marion County Cumulative Capital Development Fund.

SECTION 2. An ad valorem property tax levy will be imposed and the revenues from the levy will be retained in the Marion County Cumulative Capital Development Fund.

SECTION 3. The maximum rate of levy under Section 2 will not exceed the following amounts:

a. .10 per $100.00 assessed valuation for 1994
b. .10 per $100.00 assessed valuation for 1995
c. .10 per $100.00 assessed valuation for 1996

SECTION 4. The funds accumulative in the Marion County Cumulative Capital Development Fund will be used for the following purposes:

a. To provide for the purchase of voting machines or devices, as described in IC 3-11-6-1;

b. To provide for the cost of construction, maintenance, and repair of bridges, approaches and grade separations, as described in IC 8-16-3;

c. To provide for the acquisition of real property and the construction, enlarging, improving, remodeling, repairing, or equipping of buildings, structures, runways, or other facilities for use in connection with an airport operated by the Indianapolis Airport Authority as described in IC 8-22-3-25;

d. To provide for the adequate maintenance of channel improvements, levees, and water retarding or impoundment structures, or for the emergency of unusually expensive maintenance for such works of improvement, as described in IC 13-3-3-89;

e. To provide for erection of county hospital buildings or other buildings or for the erection of additions to or remodeling of present buildings used for hospital purposes or for equipping them as needed to carry out the provisions of IC 16-12-21, and to provide for the establishment, enlargement, construction, acquisition, or remodeling of a county hospital building or buildings or the equipping of existing buildings as provided for in IC 16-12.1-4;

f. To provide for the construction remodeling, and repair of county courthouses as described in IC 36-9-14-2;

g. To provide for the construction, repair, remodeling, enlarging, and equipping of a county jail, a juvenile detention center to be operated under IC 31-6-9.5, or for the purchase, lease or payment of all or part of the purchase, price of motor vehicles for use of the sheriff's department, as described for in IC 36-9-15-2;

h. To provide funds to purchase, construct, equip, and maintain buildings for public purpose, to acquire the land, and any improvements on it, that are necessary for construction of public building, to demolish any improvements on land acquired by such means, and to level grade, and prepare the land for the construction of a public building, to acquire land or rights-of-way to be used as a public way or other means of ingress or egress to land acquired for the construction of a public building, to improve or construct any public way or other means of ingress or egress to land acquired for the construction of a public building, as described in IC 36-9-16-2;

i. To provide funds to acquire land or rights-of-way to be used for public ways or sidewalks, to construct and maintain public ways or sidewalks, to acquire land or rights-of-way for the construction of sanitary or storm sewers, or both, to construct and maintain sanitary or storm sewers, or both, to acquire, by purchase or lease, or to pay all or part of the purchase price of a utility, to purchase or lease land, buildings, or rights-of-way for the use of any utility that is acquired or operated by the municipality, to purchase or acquire land, with or without buildings, for park or recreation purposes, to purchase lease, or pay all or part of the purchase of motor vehicles for the use of the police and fire department, or both, including ambulances and firefighting vehicles with the necessary equipment, ladders, and hoses, to retire in whole or in part any general obligation bonds that were issued for the purpose of acquiring or constructing improvements or properties that would qualify for the use of these funds, to purchase or lease equipment and other nonconsumable personal property needed for any

public transportation use, or to purchase or lease equipment to be used to illuminate a public way or sidewalk, as described in IC 36-9-16-3;

j. To provide for the construction, reconstruction or maintenance of drains as provided for in IC 36-9-27;

k. With respect to parks as described in IC 36-10-4, to pay for the acquisition of any land to be used for those purposes, or for any improvement authorized by IC 36-10-4.

SECTION 5. Notwithstanding Section 4, funds accumulated in the Marion County Cumulative Capital Development Fund may be spent for purposes other than the purposes stated in Section 4, if the purpose is to protect the public health, welfare, or safety in an emergency situation which demand immediate action. Money may be spent under the authority of this section only after the Mayor of Indianapolis, as chief executive of Marion County, issues a declaration that the public health, welfare or safety is in immediate danger that requires the expenditure of money in the fund.

SECTION 6. This fund takes effect upon approval of the State Board of Tax Commissioners.

SECTION 7. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the counsel in adopting this ordinance. To this end, the provisions of this ordinance are severable.

SECTION 8. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 263, 1993. Councillor Gilmer asked for consent to hear Proposal Nos. 263, 261 and 262, 1993 at this time. Consent was given. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 263, 1993 on May 19, 1993. The proposal amends the Code by authorizing a change in the speed limit for Crawfordsville Road from High School Road to Georgetown Road and for Shadeland Avenue from I-465 to 82nd Street (Districts 4, 8, 11). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal No. 263, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Golc

Proposal No. 263, 1993 was retitled GENERAL ORDINANCE NO. 51, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 51, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

45 MPH

Crawfordsville Road,
from Winton Avenue to Georgetown Road

Crawfordsville Road,
from High School Road to Winton Avenue

Shadeland Avenue,
from I-465 northbound Ramp (6000 N) to Eighty-second Street

Section 2. The "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-136, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

40 MPH

Crawfordsville Road,
from High School Road to Georgetown Road

Shadeland Avenue,
from I-465 northbound Ramp (6000 N) to Eighty-second Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 261, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 261, 1993 on May 19, 1993. The proposal amends the Code by authorizing a traffic signal at Clarendon Road and 38th Street (District 9). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer said that the Department of Transportation (DOT) is going to report to the Committee on the synchronization of the lights along 38th Street.

Councillor Gray urged the Council to pass this proposal. The purpose of this proposal is to reduce the number of accidents at Clarendon Road and 38th Street, not to synchronize the lights.

Councillor Curry suggested that this proposal either needs to be defeated or tabled to give DOT time for further analysis concerning cost for synchronization and to determine the actual traffic volumes and see whether or not further traffic control is necessary.

Councillors Black and Rhodes voiced their support for this proposal.

The President asked the Council to give this proposal careful consideration because 38th Street is a major east/west six-lane thoroughfare and moving traffic east/west is difficult because the City has very few east/west arteries.

Councillor Hinkle moved, seconded by Councillor Gray, for adoption. Proposal No. 261, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, Shambaugh, Short, Smith, West, Williams
4 NAYS: Curry, Dowden, Ruhmkorff, SerVaas

Councillor Franklin asked for consent to explain his vote. Consent was given. Councillor Franklin said he voted for this proposal because he supports what Councillor Gray, who represents that area, is trying to do.

Proposal No. 261, 1993 was retitled GENERAL ORDINANCE NO. 52, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
17, Pg. 3	Clarendon Rd. & 38th St.	38th St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
17, Pg. 3	Clarendon Rd. & 38th St.	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 260, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 260, 1993 on May 19, 1993. The proposal amends the Code by authorizing multi-way stop signs at Illinois Street and 40th Street (District 6). By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Black, for adoption. Proposal No. 260, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
2 NOT VOTING: Black, Williams

Proposal No. 260, 1993 was retitled GENERAL ORDINANCE NO. 53, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
18, Pg. 10	Illinois St. & 40th St.	Illinois St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
18, Pg. 10	Illinois St. & 40th St.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258 and 262, 1993. Councillor Gilmer asked for consent to vote on these thirteen transportation proposals together. Consent was given. PROPOSAL NO. 247, 1993. The proposal amends the Code by authorizing intersection controls for The Willows subdivision (District 1). PROPOSAL NO. 248, 1993. The proposal amends the Code by authorizing intersection controls for the Chatam Pointe subdivision (District 7). PROPOSAL NO. 249, 1993. The proposal amends the Code by authorizing intersection controls for various locations in the City of Lawrence. PROPOSAL NO. 250, 1993. The proposal amends the Code by authorizing intersection controls for the Meridian Park subdivision, section 1 (District 9). PROPOSAL NO. 251, 1993. The proposal amends the Code by authorizing intersection controls for the Grassey Creek subdivision (District 13). PROPOSAL NO. 252, 1993. The proposal amends the Code by authorizing intersection controls for the Cumberland Estates, Sections 1 and 2 (Districts 12, 13). PROPOSAL NO. 253, 1993. The proposal amends the Code by authorizing intersection controls for the Bretton Wood subdivision (District 9). PROPOSAL NO. 254, 1993. The proposal amends the Code by authorizing intersection controls for the Decatur Commons subdivision (District 19). PROPOSAL NO. 255, 1993. The proposal amends the Code by authorizing intersection controls for the North by Northwest Business Park (District 1). PROPOSAL NO. 256, 1993. The proposal amends the Code by authorizing a multi-way stop at Astor Street and Reisner Street (District 17). PROPOSAL NO. 257, 1993. The proposal amends the Code by authorizing multi-way stops at the intersections of Camberwood Drive and Crickwood Drive, Camberwood Drive and Lanston Drive, and Crickwood Drive and Lippincott Way (District 2). PROPOSAL NO. 258, 1993. The proposal amends the Code by authorizing stop signs at the intersections of Muskingum Street and 10th Street, Muskingum Street and St. Clair Street, and Muskingum Street and Walnut Street (District 16, 22). PROPOSAL NO. 262, 1993. The proposal amends the Code by authorizing a change in intersection controls at Dearborn Street and Massachusetts Avenue (District 10). Councillor Gilmer reported that the Transportation Committee heard PROPOSAL NOS. 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258 and 262, 1993 on May 19, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258 and 262, 1993 were adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:

2 NOT VOTING: Ruhmkorff, Williams

Proposal No. 247, 1993 was retitled GENERAL ORDINANCE NO. 54, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
16, Pg. 1	Allport Dr & Falcon Grove Dr	Falcon Grove Dr	Stop
16, Pg. 6	Falcon Grove Dr & Hayford Ct	Falcon Grove Dr	Yield
16, Pg. 6	Falcon Grove Dr & Hayford Way	Falcon Grove Dr	Stop
I6, Pg. 6	High School Rd & Willow Ln	High School Rd	Stop
I6, Pg. 8	Sheehan Pl & Willow Ln	Sheehan Pl	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 248, 1993 was retitled GENERAL ORDINANCE NO. 55, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 55, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 5	Hedback Pointe Dr & 65th St	65th St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 249, 1993 was retitled GENERAL ORDINANCE NO. 56, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 56, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
7, Pg. 2	Glen Highlands Dr & Oaklandon Rd	Oaklandon Rd	Stop
14, Pg. 1	Elliston Dr & 63rd St	63rd St	Stop
14, Pg. 2	Royal Oakland Dr & 63rd St	63rd St	Stop
14, Pg. 2	Sunnyside Rd & Tolliston Blvd	Sunnyside Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 250, 1993 was retitled GENERAL ORDINANCE NO. 57, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 57, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
10, Pg. 6	Sailing Ct Sextant Dr & Yacht Harbor Ci	Sextant Dr	Stop
10, Pg. 6	Sextant Dr & 66th St	66th St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 251, 1993 was retitled GENERAL ORDINANCE NO. 58, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 58, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
35, Pg. I	Creston Point Ci & Midnight Pass	Midnight Pass	Yield
35, Pg. I	Midnight Pass & Tanninger Dr	Tanninger Dr	Stop
35, Pg. I	Midnight Pass & Twilight Ct	Midnight Pass	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 252, 1993 was retitled GENERAL ORDINANCE NO. 59, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
28, Pg. I	Boone Dr & Chattanooga Ci	Boone Dr	Yield
28, Pg. I	Boone Dr & Nashville Ci	Boone Dr/ Nashville Ci (SB)	Yield
28, Pg. I	Crockett Dr & Jellico Blvd	Crockett Dr	Stop
28, Pg. I	Cumberland Gap Dr & Nashville Ci	Nashville Ci	Stop
28, Pg. I	Cumberland Rd & Jellico Blvd	Cumberland Rd.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 253, 1993 was retitled GENERAL ORDINANCE NO. 60, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 60, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
10, Pg. I	Bretton Ci & Bretton Wood Dr	Bretton Wood Dr	Yield
I0, Pg. I	Bretton Ct & Bretton Wood Dr	Bretton Wood Dr	Yield
10, Pg. 1	Bretton Wood Dr & Westlane Rd	Westlane Rd	Stop
I0, Pg. I	Bretton Wood Dr & Woodlane Ct	Bretton Wood Dr	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

Proposal No. 254, 1993 was retitled GENERAL ORDINANCE NO. 61, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 61, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
37, Pg. I	Decatur Commons & Foxtail Ct	Decatur Commons	Yield
37, Pg. 1	Decatur Commons & High School Rd	High School Rd	Stop
37, Pg. 1	Decatur Commons & Snowberry Ct	Decatur Commons	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

Proposal No. 255, 1993 was retitled GENERAL ORDINANCE NO. 62, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 62, I993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
2, Pg. 1	Bearing Dr & 86th St	86th St	Stop
2, Pg. 2	Georgetown Rd & 84th St	Georgetown Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 256, 1993 was retitled GENERAL ORDINANCE NO. 63, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 63, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
24, Pg. 1	Astor & Reisner (NB)	Astor	Stop
24, Pg. I	Astor & Reisner (SB)	Astor	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
24, Pg. 1	Astor & Reisner	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 257, 1993 was retitled GENERAL ORDINANCE NO. 64, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 64, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9, Pg. I	Camberwood Dr./ Crickwood Dr.	Camberwood Dr.	Stop

9, Pg. 1	Camberwood Dr./ Langston Dr.	Camberwood Dr.	Stop
9, Pg. 1	Crickwood Dr./ Lippincott Way	Crickwood Dr.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9, Pg. 1	Camberwood Dr./ Crickwood Dr.	None	All Way Stop
9, Pg. 1	Camberwood Dr./ Langston Dr.	None	All Way Stop
9, Pg. 1	Crickwood Dr./ Lippincott Way	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 258, 1993 was retitled GENERAL ORDINANCE NO. 65, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 65, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
25, Pg. 19	Muskingum St./ 10th St.	None	None
25, Pg. 19	Muskingum St./ St. Clair	None	None
25, Pg. 19	Muskingum St./ Walnut St.	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
25, Pg. 19	Muskingum St./ 10th St.	10th St.	Stop
25, Pg. 19	Muskingum St./ St. Clair	St. Clair	Stop
25, Pg. 19	Muskingum St./ Walnut St.	Walnut	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 262, 1993 was retitled GENERAL ORDINANCE NO. 66, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 66, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26, Pg. 7	Dearborn St, Massachusetts Av	Massachusetts Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
26, Pg. 7	Dearborn St, Massachusetts Av	Massachusetts Av (EB)	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL SERVICE DISTRICT COUNCILS

The President convened the Police Special Service District Council.

A. POLICE SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 272, 1993. The proposal appropriates $970,000 for the Department of Public Safety, Police Division, for construction of an annex to the North District IPD headquarters and for construction of a new South District IPD headquarters. Councillor Dowden asked for consent to postpone Proposal No. 272, 1993 until June 7, 1993. Consent was given.

The President convened the Fire Special Service District Council.

B. FIRE SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 273, 1993. The proposal appropriates $3,287,500 for the Department of Public Safety, Fire Division, to replace: (1) Fire Station Nos. 18 and 28, (2) the heat, ventilation and air conditioning system at IFD headquarters on New Jersey Street, and (3) the ventilation systems at various fire stations. Councillor Dowden asked for consent to postpone Proposal No. 273, 1993 until June 7, 1993. Consent was given.

The President reconvened the City-County Council.

Old Business

Councillor Rhodes reported that the Administration and Finance Committee discussed the closing of the Observation Tower on May 17, 1993. He said that the Committee sent a letter to Ron Reinking, Manager, Building Authority, stating that it would like to see the Observatory remain available to the public. Councillor Boyd moved to support the process options recommended by the Chairman of the Administration and Finance Committee in his May 24, 1993 letter concerning the purported efforts to close the City-County Observatory. The President supported this motion.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:18 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 24th day of May, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, JUNE 7, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, June 7, 1993, with Councillor SerVaas presiding.

Councillor Borst led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag. Councillor Borst also asked the Council to pray for Councillor Elwood Black who is recovering from heart surgery.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Black

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Golc introduced Bob Lawson, county-councilman from Terre Haute, Indiana. Councillor Short acknowledged the presence of State Senator Glenn Howard.

OFFICIAL COMMUNICATIONS

The President introduced Larry Lenkowsky, President and CEO of Hudson Institute, who presented an informational report on the institute.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 7, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

May 25, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 27, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 290, 294, 295, 296 and 297, 1993, to be held on Monday, June 7, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 38, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Fifteen Thousand Three Hundred Dollars ($115,300) in the Park General Fund for purposes of the Department of Parks & Recreation, Recreation and Special Facilities and Natural Resources and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 39, 1993, authorizing and approving the issuance and sale to The Indianapolis Local Public Improvement Bond Bank of the City of Indianapolis Park District Note, Series 1993A, in a principal amount not to exceed Three Million Four Hundred Thousand Dollars ($3,400,000) for the purpose of procuring funds to pay the principal of and accrued interest on the City of Indianapolis Park District Note, Series 1991A, and appropriating the proceeds of a note of the Park District of the City in an amount not to exceed Three Million Four Hundred Thousand Dollars ($3,400,000).

SPECIAL RESOLUTION NO. 32, 1993, condemning the actions of the local Black Panther Militia.

SPECIAL ORDINANCE NO. 4, 1993, authorizing the issuance of City of Indianapolis, Indiana Economic Development Health Care Facility Revenue Bond (Castleton Nursing Home Project) Series 1993 in the principal amount not to exceed $2,500,000.

SPECIAL ORDINANCE NO. 5, 1993, reestablishing the Indianapolis Cumulative Capital Development Fund for the years 1994, 1995 and 1996.

SPECIAL ORDINANCE NO. 6, 1993, reestablishing the Marion County Cumulative Capital Development Fund for the years 1994, 1995 and 1996.

GENERAL ORDINANCE NO. 50, 1993, amending the Revised Code concerning the adjournment motions recognizing deceased persons.

GENERAL ORDINANCE NO. 51, 1993, amending the Code by authorizing a change in the speed limit for Crawfordsville Road from High School Road to Georgetown Road and for Shadeland Avenue from I-465 to 82nd Street (Districts 4,8,11).

GENERAL ORDINANCE NO. 52, 1993, amending the Code by authorizing a traffic signal at Clarendon Road and 38th Street (District 9).

GENERAL ORDINANCE NO. 53, 1993, amending the Code by authorizing multi-way stop signs at Illinois Street and 40th Street (District 6).

GENERAL ORDINANCE NO. 54, 1993, amending the Code by authorizing intersection controls for The Willows subdivision (District 1).

GENERAL ORDINANCE NO. 55, 1993, amending the Code by authorizing intersection controls for the Chatam Pointe subdivision (District 7).

GENERAL ORDINANCE NO. 56, 1993, amending the Code by authorizing intersection controls for various locations in the City of Lawrence.

GENERAL ORDINANCE NO. 57, 1993, amending the Code by authorizing intersection controls for the Meridian Park subdivision, section 1 (District 9).

GENERAL ORDINANCE NO. 58, 1993, amending the Code by authorizing intersection controls for the Grassey Creek subdivision (District 13).

GENERAL ORDINANCE NO. 59, 1993, amending the Code by authorizing intersection controls for the Cumberland Estates, Sections 1 and 2 (District 12,13).

GENERAL ORDINANCE NO. 60, 1993, amending the Code by authorizing intersection controls for the Bretton Wood subdivision (District 9).

GENERAL ORDINANCE NO. 61, 1993, amending the Code by authorizing intersection controls for the Decatur Commons subdivision (District 19).

GENERAL ORDINANCE NO. 62, 1993, amending the Code by authorizing intersection controls for the North by Northwest Business Park (District 1).

GENERAL ORDINANCE NO. 63, 1993, amending the Code by authorizing a multi-way stop at Astor Street and Reisner Street (District 17).

GENERAL ORDINANCE NO. 64, 1993, amending the Code by authorizing multi-way stops at the intersections of Camberwood Drive and Crickwood Drive, Camberwood Drive and Lanston Drive, and Crickwood Drive and Lippincott Way (District 2).

GENERAL ORDINANCE NO. 65, 1993, amending the Code by authorizing stop signs at the intersections of Muskingum Street and 10th Street, Muskingum Street and St. Clair Street, and Muskingum Street and Walnut Street (District 16, 22).

GENERAL ORDINANCE NO. 66, 1993, amending the Code by authorizing a change in intersection controls at Dearborn Street and Massachusetts Avenue (District 10).

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of May 24, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 343, 1993. This proposal, sponsored by Councillor Hinkle, recognizes retired teacher Mimis Antonopoulos. Councillor Hinkle read the resolution and presented a copy of the document to Mimis Antonopoulos, who expressed appreciation for the recognition. Members of Mr. Antonopoulos' family was also present. Councillor Hinkle moved, seconded by Councillor Giffin, for adoption. Proposal No. 343, 1993 was adopted by unanimous voice vote.

Proposal No. 343, 1993 was retitled SPECIAL RESOLUTION NO. 33, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 33, 1993

A SPECIAL RESOLUTION recognizing retired teacher Mimis Antonopoulos.

WHEREAS, in 1950, young Mimis Antonopoulos arrived in Indianapolis from his native war-torn Greece with $9.00 in his pocket and three English words in his vocabulary--"I love you."; and

WHEREAS, this hard working son of an anti-Communist policeman immediately pushed himself to learn 50 English words a day, and enrolled in what is now the University of Indianapolis; and

WHEREAS, after graduation, he was hired to teach English at Ben Davis High School only six years after coming to America; and

WHEREAS, during the next 37 years, Mr. Antonopoulos served as chairman of the social studies department for a quarter century, was a popular and effective teacher, attended nearly every function at the high school, and was voted Ben Davis' Teacher of the Year; and

WHEREAS, at the close of the 1992-93 school year Mr. Antonopoulos put down his chalk for the last time, boxed up his notes and lesson plans, and said farewell to his beloved Ben Davis High School; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Mimis Antonopoulos for adapting so well in his new country, and for 37 years of giving so much of his heart and mind to generations of high school students at Ben Davis High School.

SECTION 2. Mr. Antonopoulos is a living chapter of Twentieth Century American History, an inspiration to all native-born and immigrant Americans, and a tribute to the teaching profession.

SECTION 3. May his retirement ceremony mark but another new beginning for this man who will never retire from active living.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 344, 1993. This proposal, sponsored by Councillor Hinkle, recognizes retired teachers Larry and Carol Highbaugh. Councillor Hinkle read the resolution and presented a copy of the document to both Larry and Carol Highbaugh. Mr. Highbaugh expressed appreciation for the recognition. Members of the Highbaugh family were also present. Councillor Hinkle moved, seconded by Councillor West, for adoption. Proposal No. 344, 1993 was adopted by unanimous voice vote.

Proposal No. 344, 1993 was retitled SPECIAL RESOLUTION NO. 34, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 34, 1993

A SPECIAL RESOLUTION recognizing retired teachers Larry and Carol Highbaugh.

WHEREAS, Larry and Carol Highbaugh have retired as teachers in Wayne Township Schools after a combined 68 impressive years in education; and

WHEREAS, Larry Highbaugh directed technical theater and acting, and taught speech and debate at Ben Davis High School, was admitted to the National Forensic League Hall of Fame, the highest possible award for a speech and debate coach, is one of only 24 members of the National Forensic League to obtain a Fourth Diamond Degree, and has been honored with Indiana's Sagamore of the Wabash Award; and

WHEREAS, Carol Highbaugh has a special love for children and was a popular kindergarten and elementary school teacher in Wayne Township Schools since 1970, and has contributed countless hours, along with Larry, to the Youth For Understanding Exchange Program; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Larry and Carol Highbaugh for their combined 68 years of exceptional skill and energy dedicated to teaching young people.

SECTION 2. May this new retirement status give them time to pursue other interests and enjoy the fruits of their labor.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 185, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 185, 1993 on May 25, 1993. The proposal appoints Deborah Long to the Metropolitan Board of Zoning Appeals Division II. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor West, for adoption. Proposal No. 185, 1993 was adopted by unanimous voice vote.

Proposal No. 185, 1993 was retitled COUNCIL RESOLUTION NO. 52, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 52, 1993

A COUNCIL RESOLUTION appointing Deborah Long to the Metropolitan Board of Zoning Appeals Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division II, the Council appoints:

Deborah Long

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

PROPOSAL NOS. 300 and 301, 1993. The President ruled that both these board appointments would be voted on together. PROPOSAL NO. 300, 1993. The proposal

reappoints Brice A. Tressler to the Air Pollution Control Board. PROPOSAL NO. 301, 1993. The proposal appoints Bernie Paul to the Air Pollution Control Board. Councillor Coughenour reported that the Public Works Committee heard Proposal Nos. 300 and 301, 1993 on May 26, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal Nos. 300 and 301, 1993 were adopted by unanimous voice vote.

Proposal No. 300, 1993 was retitled COUNCIL RESOLUTION NO. 53, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 1993

A COUNCIL RESOLUTION reappointing Brice A. Tressler to the Air Pollution Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

Brice A. Tressler

SECTION 2. The appointment made by this resolution is for a term ending June 4, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 301, 1993 was retitled COUNCIL RESOLUTION NO. 54, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 54, 1993

A COUNCIL RESOLUTION appointing Bernie Paul to the Air Pollution Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Air Pollution Control Board, the Council appoints:

Bernie Paul

SECTION 2. The appointment made by this resolution is for a term ending June 4, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 317, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a public purpose grant in the amount of $75,000 to Indiana University-Purdue University at Indianapolis for the purpose of financing educational access cable television programming;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 318, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating a Clerk's Record Perpetuation Fund;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 319, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating an Enhanced Access Fund and Board;" and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 320, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE consolidating the Commercial Special Exception Ordinance, the Adult Entertainment Business Ordinance and the Commercial Zoning Ordinance into one ordinance;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 321, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the disbursement of $878,000 of Community Development Block Grant Funds;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 322, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $135,000 for the Metropolitan Emergency Communication Agency to acquire and install TDD (Telecommunication Devices for the Deaf) equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 323, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $10,000 for the Superior Court, Juvenile Division/Detention Center, to cover the costs for a new roof, gutters and downspouts"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 324, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $10,000 for the Superior Court, Juvenile Division/Detention Center, to repair the boiler and to cover other renovation costs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 325, 1993. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $1,500 for the Marion County Drug Court to purchase flags and additional supplies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 326, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $42,000 for Community Corrections to pay the salary of the executive director of Project Courage funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 327, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs in the Allison Pointe subdivision (District 3)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 328, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs at Park Avenue and 84th Street (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 329, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at the intersection of Fairway Drive, Steven Street and 72nd Street (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 330, 1993. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Washington Boulevard and 84th Street (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 331, 1993. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi way stop at the intersection of Bertha Street, Cloverleaf Court and Hardin Boulevard (District 18)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 332, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Mitthoefer Road and Prospect Street (District 13)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 333, 1993. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the signal removal at the intersection of King Avenue and Michigan Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 334, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Johnson Avenue from Washington Street to Julian Street (District 13)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 335, 1993. Introduced by Councillors Moriarty and Short. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Prospect Street between Sherman Avenue and Keystone Avenue (Districts 15, 21)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 336, 1993. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing 90 degree parking for Indiana Avenue between North Street and New York Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 337, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting rush hour parking restrictions on the west side of College Avenue between Ohio

Street and Massachusetts Avenue (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 338, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing rush hour parking restrictions for Delaware Street on the westside from Fall Creek Parkway to 30th Street and for Washington Boulevard on the westside from Fall Creek Parkway to 30th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 339, 1993. Introduced by Councillors Brents and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting all trolley stops (Districts 16, 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 340, 1993. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions for Farley area (District 18)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 341, 1993. Introduced by Councillor Mullin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions on Brill Street from Southern Avenue to Troy Avenue (District 20)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 342, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a loading zone for 1125 Brookside Avenue (District 22)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 314, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 314, 1993 on June 2, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (MMM - Invest, Inc. Project) in an aggregate principal amount not to exceed $2,145,000. This project is the Miller's Merry Manor, Inc., a nursing home located at 1700 North Illinois Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Mullin, for adoption. Proposal No. 314, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Giffin, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
6 NOT VOTING: Brents, Franklin, Gilmer, Golc, Moriarty, Williams
1 NOT PRESENT: Black

Proposal No. 314, 1993 was retitled SPECIAL ORDINANCE NO. 7, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 7, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (MMM - Invest, Inc. Project)" in an aggregate principal amount not to exceed $2,145,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has considered a request concerning the proposed issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (MMM - Invest, Inc. Project) (the "Bonds") to refund and refinance the outstanding $2,145,000 principal amount of the previously issued City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1983 (Miller's Merry Manor, Inc. Project) (the "Prior Bonds") which Prior Bond proceeds were used to finance the Project (as defined in the Prior Bonds Loan Agreement); and

WHEREAS, the Commission, on June 2, 1993, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the refunding and refinancing complies with the purposes and provisions of Indiana Code 5-1-5, Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively, the "Act") and that such refunding and refinancing will be of benefit to the health and general welfare of the City of Indianapolis, Indiana (the "Issuer") and its citizens; and

WHEREAS, the Commission has approved the final forms of the Trust Indenture, Loan Agreement, Bond Placement Agreement, Preliminary Private Placement Memorandum, Remarketing Agreement and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the refunding and refinancing referred to in the Financing Documents consisting of the issuance of the Bonds to refund and refinance the outstanding principal amount of the Prior Bonds, as previously approved by the Commission and now presented to this City-County Council, will be of benefit to the health and general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. Rule 15c2-12 (b) (1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Private Placement Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Private Placement Memorandum is hereby authorized to certify to Bank One, Columbus, NA, (the "Placement Agent") that the information in the Preliminary Private Placement Memorandum with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Private Placement Memorandum.

SECTION 4. The Issuer shall issue its Bonds in an aggregate principal amount not to exceed $2,145,000 for the purpose of refunding and refinancing the outstanding $2,145,000 principal amount of the Prior Bonds. The Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by MMM - Invest, Inc. (the "Company") on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof through the Placement Agent at a price not less than 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents. The use of a Placement Memorandum in substantially the same form as the Preliminary Placement Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the city of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in this Ordinance and the Financing Documents pursuant to Indiana Code 36-7-12-27 (a) (1) through (a) (10).

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 315 and 316, 1993. The President ruled that these two proposals would be voted on together. PROPOSAL NO. 315, 1993. The proposal amends S.R. No. 84, 1990, as amended, by extending the expiration date on the Inducement Resolution for Meadows Revival, Inc. through December 31, 1993. PROPOSAL NO. 316, 1993. The proposal amends S.R. No. 72, 1990, as amended, by extending the expiration date on Inducement Resolution for Homeward Partners, Inc. through December 31, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal Nos. 315 and 316, 1993 on June 2, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 315 and 316, 1993 were adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Franklin, Gilmer, Rhodes
1 NOT PRESENT: Black

Proposal No. 315, 1993 was retitled SPECIAL RESOLUTION NO. 35, 1993 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 35, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 84, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said

facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 84, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Meadows Revival, Inc. (the "Company") which Inducement Resolution set an expiration date of June 30, 1993 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of June 30, 1993 contained therein and replacing said date with the date of December 31, 1993.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 316, 1993 was retitled SPECIAL RESOLUTION NO. 36, 1993 and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 36, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1990, as amended (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Homeward Partners, Inc. (the "Company") which Inducement Resolution set an expiration date of June 30, 1993 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the term of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; and

WHEREAS, the Company intends to utilize Low Income Housing Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended or any successor section thereof in connection with the Project and the Indiana Housing Finance Authority; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of June 30, 1993 contained therein and replacing said date with the date of December 31, 1993.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 345-347, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 3, 1993". The Council did not schedule Proposal Nos. 345-347, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 345-347, 1993 were retitled REZONING ORDINANCE NOS. 75-77, 1993 and are identified as follows:

REZONING ORDINANCE NO. 75, 1993. 93-Z-28 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
7040 WEST 10TH STREET (approximate address), INDIANAPOLIS.
DONALD E. and ROBERTA SUE ARENS request the rezoning of 3.011 acres, being in the D-A District, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 76, 1993. 93-Z-45 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 03.
4630 EAST 79TH STREET (approximate address), INDIANAPOLIS.
OWEN M. CALVERT, by William F. LeMond, requests the rezoning of 2.572 acres, being in the D-A District, to the D-1 classification to provide for residential development.

REZONING ORDINANCE NO. 77, 1993. 93-Z-58 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
3455 MANN ROAD (approximate address), INDIANAPOLIS.
BLACK STONE GROUP, by Philip A. Nicely, requests the rezoning of 2.588 acres, being in the SU-1 District, to the C-4 classification to provide for the construction of a Walgreen drug store and the expansion of an existing gasoline station.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 196, 1993. The proposal appropriates $21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer. Councillor Dowden asked for consent to postpone Proposal No. 196, 1993 until July 12, 1993. Consent was given.

PROPOSAL NO. 243, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 243, 1993 on May 25, 1993. The proposal transfers and appropriates $15,500,378 for the Department of Metropolitan Development, Division of Neighborhood and Development Services, to comply with the Redevelopment Act which requires that monies given or paid for redevelopment purposes shall be credited to the redevelopment fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:04 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 243, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Boyd, Brents, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Coughenour, Franklin, Giffin
1 NOT PRESENT: Black

Proposal No. 243, 1993 was retitled FISCAL ORDINANCE NO. 40, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Fifteen Million Five Hundred Thousand Three Hundred Seventy-eight Dollars ($15,500,378) in the Redevelopment General Fund for purposes of the Department of Metropolitan Development, Neighborhood & Development Services Division and reducing certain other appropriations from the Metropolitan Development General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Neighborhood & Development Services Division to comply with the Redevelopment Act that requires that monies given or paid for redevelopment purposes shall be credited to the redevelopment fund. This transfer will result in no new appropriation.

SECTION 2. The sum of Fifteen Million Five Hundred Thousand Three Hundred Seventy-eight Dollars ($15,500,378) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT NEIGHBORHOOD AND DEVELOPMENT SERVICES DIVISION	REDEVELOPMENT GENERAL FUND
1. Personal Services	$ 986,062
2. Supplies	17,658
3. Other Services and Charges	10,699,158
4. Capital Outlay	3,797,500
TOTAL INCREASE	$15,500,378

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF METROPOLITAN DEVELOPMENT NEIGHBORHOOD AND DEVELOPMENT SERVICES DIVISION	METROPOLITAN DEVELOPMENT GENERAL FUND
1. Personal Services	$ 986,062
2. Supplies	17,658
3. Other Services and Charges	10,699,158
4. Capital Outlay	3,797,500
TOTAL REDUCTION	$15,500,378

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 290, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 290, 1993 on June 1, 1993. The proposal appropriates $1,840 for the County Commissioners to pay a speaker fee for the Marion County Parent Teachers Association. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:06 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 290, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Beadling, Franklin, Schneider
1 NOT PRESENT: Black

Proposal No. 290, 1993 was retitled FISCAL ORDINANCE NO. 41, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 41, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Thousand Eight Hundred Forty Dollars ($1,840) in the Drug Free Community Fund for purposes of the County Commissioners and reducing the unappropriated and unencumbered balance in the Drug Free Community Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (c) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing money for the Marion County Parent Teachers Association to bring in a guest speaker.

SECTION 2. The sum of One Thousand Eight Hundred Forty Dollars ($1,840) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY COMMISSIONERS	DRUG FREE COMMUNITY FUND
3. Other Services and Charges	$1,840
TOTAL INCREASE	$1,840

SECTION 4. The said additional appropriations are funded by the following reductions:

	DRUG FREE COMMUNITY FUND
Unappropriated and Unencumbered Drug Free Community Fund	$1,840
TOTAL REDUCTION	$1,840

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 294, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 294, 1993 on May 26, 1993. The proposal appropriates $175,000 for the Sheriff to pay Riverside Community Corrections to house inmates during the months of April-July 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:11 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 294, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Franklin
1 NOT PRESENT: Black

Proposal No. 294, 1993 was retitled FISCAL ORDINANCE NO. 42, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Seventy-five Thousand Dollars ($175,000) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (z) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay for housing inmates at Riverside Community Corrections due to overcrowding of the Marion County Jail.

SECTION 2. The sum of One Hundred Seventy-five Thousand Dollars ($175,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY SHERIFF	COUNTY GENERAL FUND
3. Other Services and Charges	$175,000
TOTAL INCREASE	$175,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$175,000
TOTAL REDUCTION	$175,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 295, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 295, 1993 on May 26, 1993. The proposal reappropriates $62,400 for the Prosecuting Attorney and repealing Fiscal Ordinance No. 29, 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 295, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:
2 NOT VOTING: Franklin, Hinkle
1 NOT PRESENT: Black

Proposal No. 295, 1993 was retitled FISCAL ORDINANCE NO. 43, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 43, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-two Thousand Four Hundred Dollars ($62,400) in the Drug Free Community Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Drug Free Community Fund, and repealing Fiscal Ordinance No. 29, 1993.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (w) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to hire a Deputy Prosecutor and Probation Officer to serve as part of a new comprehensive drunk driving program, which was incorrectly approved in Fiscal Ordinance No. 29, 1993.

SECTION 2. The sum of Sixty-two Thousand Four Hundred Dollars ($62,400) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY	DRUG FREE COMMUNITY FUND
1. Personal Services	$52,000
COUNTY AUDITOR	
1. Personal Services (fringes)	10,400
TOTAL INCREASE	$62,400

SECTION 4. The said additional appropriations are funded by the following reductions:

	DRUG FREE COMMUNITY FUND
Unappropriated and Unencumbered Drug Free Community Fund	$62,400
TOTAL REDUCTION	$62,400

SECTION 5. City-County Fiscal Ordinance No. 29, 1993 is hereby repealed.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 296, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 296, 1993 on May 26, 1993. The proposal appropriates $140,665 of Home Detention User Fees for Community Corrections to cover operating expenses for the 1993-1994 fiscal year. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:13 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 296, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Franklin
1 NOT PRESENT: Black

Proposal No. 296, 1993 was retitled FISCAL ORDINANCE NO. 44, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 44, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Forty Thousand Six Hundred Sixty-five Dollars ($140,665) in the Home Detention User Fee Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (aa) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to fund personnel positions, purchase home detention equipment and pay for office supplies.

SECTION 2. The sum of One Hundred Forty Thousand Six Hundred Sixty-five Dollars ($140,665) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	HOME DETENTION USER FEE FUND
1. Personal Services	$ 74,874
2. Supplies	1,500
3. Other Services and Charges	4,000
4. Capital Outlay	48,000
COUNTY AUDITOR	
I. Personal Services (fringes)	12,291
TOTAL INCREASE	$140,665

SECTION 4. The said additional appropriations are funded by the following reductions:

	HOME DETENTION USER FEE FUND
Unappropriated and Unencumbered Home Detention User Fee Fund	$140,665
TOTAL REDUCTION	$140,665

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 297, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 297, 1993 on May 26, 1993. The proposal appropriates $746,385 for Community Corrections to utilize a state grant for fiscal year 1993-1994. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 297, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Black

Proposal No. 297, 1993 was retitled FISCAL ORDINANCE NO. 45, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 45, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seven Hundred Forty-six Thousand Three Hundred Eighty-five Dollars ($746,385) in the State and Federal Grants Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (aa) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to appropriate state FY93-94 funds for continued operation of the Community Corrections Department.

SECTION 2. The sum of Seven Hundred Forty-six Thousand Three Hundred Eighty-five Dollars ($746,385) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$265,955
2. Supplies	20,000
3. Other Services and Charges	389,314
4. Capital Outlay	22,882
COUNTY AUDITOR	
1. Personal Services (fringes)	48,234
TOTAL INCREASE	$746,385

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$746,385
TOTAL REDUCTION	$746,385

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 188, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 188, 1993 on May 25, 1993. The proposal, sponsored by Councillor McClamroch, amends the Central Business District Zoning Ordinance to permit "dwelling unit(s)" either as a single building/use or as a part of a building/use in the CBD-2

and CBD-3 Districts. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 188, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Hinkle
1 NOT PRESENT: Black

Proposal No. 188, 1993 was retitled GENERAL ORDINANCE NO. 67, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 67, 1993
Proposal No. 188, 1993

METROPOLITAN DEVELOPMENT COMMISSION
Docket No. 93-AO-1

A GENERAL ORDINANCE to amend Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County, which ordinance includes the Central Business Districts Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4 establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands within the county for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood, and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, the Central Business Districts Zoning Ordinance for Marion County, Indiana, 64-AO-1, has been amended but has not been revised substantially in twenty-five years; and,

WHEREAS, in the time period since the original adoption of the Central Business District Zoning Ordinance for Marion County, Indiana, development patterns and consumer preferences within the downtown area have changed, with these changes not being reflected in the Central Business Districts Zoning Ordinance; and,

WHEREAS, the Regulatory Study Commission, after careful analysis, has recommended to the MDC and the City-County Council that residential live-work space within commercial areas and buildings is appropriate within certain portions of the Central Business District, specifically the CBD-2 and CBD-3 Districts; and,

WHEREAS, neighborhood and development groups have also encouraged residential live-work space, as well as a broader range of residential options within the Central Business District Two and Central Business District Three classifications; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Central Business Districts Zoning Ordinance of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Numbers 64-AO-1 and 81-AO-4, as amended, pursuant to IC-36-7-4, be amended by deleting the stricken-through language and inserting the underlined language as follows:

Sec. 2.01. Central Business District One (CBD-1) regulations.

A. *Permitted CBD-1 uses.* ~~The following uses shall be p~~Permitted uses in the ~~Central Business District One~~ CBD-1 District~~. All uses in the Central Business District One~~ shall conform to the ~~CBD-1 Development Standards (section 2.01, B hereof) and CBD-2 Performance Standards (section 2.01, C hereof)~~ regulations of Section 2.00, the CBD-1 Development Standards of Section 2.01, B and the CBD-1 Performance Standards of Section 2.01, C.

The following uses shall be permitted in the CBD-1 District:

10. Outdoor retail sales of beverages, flowers and food from carts on sidewalks and public areas, subject to the provisions of Article XXIII, Chapter 17 of the Code of Indianapolis and Marion County, Indiana.

~~18. SIGNS, (as primary or accessory uses), as regulated in section 2.04.~~

~~19~~18. Drive-in services (not including goods and food) shall be permitted in the CBD-1 District by special exception~~s~~ only upon issuance of a special exception permit therefor by the metropolitan board of zoning appeals as set forth in section 2.05. (Drive-in establishments offering goods or food to customers waiting in cars shall not be permitted.)

B. *CBD-1 development standards.*

5. *Signs:* Signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

Sec. 2.02. Central Business District Two regulations.

A. *Permitted CBD-2 uses.* ~~The following uses shall be p~~Permitted uses in the ~~Central Business District Two~~ CBD-2 District~~. All uses in the Central Business District Two~~ shall conform to the ~~CBD-2 Development Standards (section 2.02, B hereof) and CBD-2 Performance Standards (section 2.02, C hereof)~~ regulations of Section 2.00, the CBD-2 Development Standards of Section 2.02, B and the CBD-2 Performance Standards of Section 2.02, C.

The following uses shall be permitted in the CBD-2 District:

~~1. RETAIL SALES AND SERVICE ESTABLISHMENTS.~~

~~2. BUSINESS, PROFESSIONAL AND CONSUMER SERVICE OFFICES.~~

~~3. APARTMENT HOTELS, HOTELS, MOTOR HOTELS.~~

~~4. APARTMENTS.~~

~~5. TRANSPORTATION FACILITIES and accessory facilities therefore including but not limited to waiting rooms, loading docks, storage and associated commercial uses.~~

~~6. BANKS, SAVINGS AND LOAN OFFICES.~~

~~7. THEATRES, AUDITORIUMS AND AMUSEMENT FACILITIES.~~

~~8. PUBLIC UTILITIES.~~

~~9. PRINTING ESTABLISHMENTS.~~

~~10. SALES OF BEVERAGES, FLOWERS AND FOOD FROM CARTS ON SIDEWALKS AND PUBLIC AREAS.~~

~~11. SALES OF BEVERAGES, FLOWERS AND FOOD FROM A PORTION OF THE SIDEWALK ABUTTING THE SAME BUSINESS PREMISES.~~

~~12. WHOLESALING AND WAREHOUSING ESTABLISHMENTS.~~

~~13. PROCESSING, REPAIRING, OR MANUFACTURING GOODS BY RETAILERS AND WHOLESALERS, provided:~~

~~a. the net floor area occupied by said processing, repairing, or manufacturing plus storage and warehouse space does not exceed seventy-five (75) percent of the total net floor area used in the same building by the same firm or enterprise; and,~~

~~b. in no case shall more than fifty (5) percent of the total net floor area in any single building be devoted to such processing, repairing, manufacturing, storage and warehouse space.~~

~~(In the case of two or more contiguous buildings under single ownership or lease, for purposes of a and b above, such contiguous buildings shall be considered as one building.)~~

~~14. PUBLIC AND SEMIPUBLIC STRUCTURE, PARKS AND OPEN SPACE.~~

~~15. OFF-STREET PARKING GARAGES AND LOTS.~~

~~16. ACCESSORY OFF-STREET PARKING WITHIN BUILDINGS.~~

~~17. SIGNS, (as primary or accessory uses), as regulated in section 2.04)~~

1. Attached multifamily dwellings, as defined in Sec. 2.06.

2. Banks, savings and loan offices.

3. Business, professional and consumer service offices.

4. Dwelling unit(s), as defined in Sec. 2.06.

5. Hotel, motel.

6. Off-street parking garages and lots.

7. Off-street parking (accessory) within buildings.

8. Outdoor retail sales of beverages, flowers and food from cart on sidewalks and public areas, subject to the provisions of Article XXIII, Chapter 17, of the Code of Indianapolis and Marion County, Indiana.

9. Printing establishments.

10. Processing, repairing, or manufacturing goods by retailers and wholesalers, provided:

    a. the net floor area occupied by said processing, repairing, or manufacturing plus storage and warehouse space does not exceed seventy-five (75) percent of the total net floor area used in the same building by the same firm or enterprise; and,

    b. in no case shall more than fifty (50) percent of the total net floor area in any single building be devoted to such processing, repairing, manufacturing, storage and warehouse space.

    (In the case of two or more contiguous buildings under single ownership or lease, for purposes of a and b above, such contiguous buildings shall be considered as one building.)

11. Public and semipublic structure, parks and open space.

12. Public utilities.

13. Retail sales and service establishments.

14. Sales of beverages, flowers and food from a portion of the sidewalk abutting the same business premises.

15. Theatres, auditoriums and amusement facilities.

16. Transportation facilities and accessory facilities therefore including but not limited to waiting rooms, loading docks, storage and associated commercial uses.

17. Wholesaling and warehousing establishments.

B. *CBD-2 development standards.*

~~d. RETAIL SALES FROM CARTS ON SIDEWALKS AND PUBLIC AREAS~~

~~(1) Retail sales of beverages, flowers and food may be carried out from a cart on sidewalks and public areas provided:~~

~~(a) The cart is a wheeled device, not propelled by a motor, no larger than six (6) feet in length, three (3) feet in width and five (5) feet in height and constructed so an operator may not stand on or in the device.~~

~~(b) Permission is secured from the appropriate governmental units to use the right-of-way and public areas.~~

~~(c) The color and design of the cart (including signs, trash receptacles and umbrellas) and the uniform of the operator are approved by the Administrator of the Division of Planning and Zoning.~~

5. *Signs:* Signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

Sec. 2.03. Central Business District Three (CBD-3) regulations.

A. *Permitted CBD-3 uses.* ~~The following uses shall be p~~Permitted uses in the ~~Central Business District Three~~ CBD-3 District~~. All uses in the Central Business District Two~~ shall conform to the ~~CBD-3 Development Standards (section 2.03, B hereof) and CBD-3 Performance Standards (section 2.03, C hereof)~~ regulations of Section 2.00, the CBD-3 Development Standards of Section 2.03, B and the CBD-3 Performance Standards of Section 2.03, C.

The following uses shall be permitted in the CBD-3 District:

~~1. BUSINESS, PROFESSIONAL AND CONSUMER SERVICE OFFICES.~~

~~2. PUBLIC UTILITIES.~~

~~3. PRINTING ESTABLISHMENTS.~~

~~4. BANKS, SAVINGS AND LOAN OFFICES.~~

~~5. APARTMENTS.~~

~~6. APARTMENT HOTELS, HOTELS, MOTOR HOTELS.~~

~~7. OFFICES, SALES AND DISPLAY ROOMS for wholesalers, distributors, warehousers, manufacturers' agents, including stock, accessory storage, and/or warehouse space, provided:~~

~~a. said accessory stock, stock and warehouse space does not exceed twenty-five (25) percent of the total net floor area of the combined office, sales, display, and accessory storage and warehouse space used in the same building by the same firm or enterprise; and,~~

~~b. in no case shall more than twenty-five (25) percent of the total net floor area in any single building be devoted to such accessory stock, storage and warehouse space.~~

~~(In the case of two or more contiguous buildings under single ownership or lease, for purposes of a and b above, such contiguous buildings shall be considered as one building.)~~

~~8. RETAIL SALES AND SERVICE ESTABLISHMENTS primary for the convenience of residents or employees of this district, provided:~~

~~a. such establishments (except for sales of beverages, flowers and food from carts) shall be located within buildings principally used for office, apartment, hotel or off-street parking uses, and~~

~~b. such establishments shall include any of the following or similar uses of a like nature or character:~~

~~barber shop~~	~~florist~~
~~beauty shop~~	~~book store~~
~~shore repair shop~~	~~stationery store~~
~~cleaners and laundry outlet~~	~~bank, savings and loan office~~
~~drug store~~	~~ticket office~~
~~laundromat~~	~~jewelry store~~
~~grocery store~~	~~men's and women's wear~~
~~delicatessen~~	~~bar, cabaret, night club~~
~~restaurant~~	~~newsstand~~
~~gift shop~~	~~sales of beverages, flowers and food from carts~~

~~9. OFF-STREET PARKING GARAGE, PARKING LOTS, AND ACCESSORY OFF-STREET PARKING WITHIN BUILDINGS, subject to the regulations of section 2.03, B 3.~~

~~10. PUBLIC AND SEMIPUBLIC STRUCTURES, PARKS, AND OPEN SPACE.~~

~~11. SIGNS, (as primary or accessory uses), as regulated in section 2.04.~~

1. Attached multifamily dwellings, as defined in Sec.2.06.

2. Banks, savings and loan offices.

3. Business, professional and consumer service offices.

4. Dwelling units, as defined in Sec. 2.06.

5. Hotels, motels.

6. Off-street parking garage, parking lots, and accessory off-street parking within buildings, subject to the regulations of Sec. 2.03, B 3.

7. Offices, sales and display rooms for wholesalers, distributors, warehousers, manufacturers' agents, including stock, accessory storage, or warehouse space, provided:

   a. said accessory stock, stock and warehouse space does not exceed twenty-five (25) percent of the total net floor area of the combined office, sales, display, and accessory storage and warehouse space used in the same building by the same firm or enterprise; and,

   b. in no case shall more than twenty-five (25) percent of the total net floor area in any single building be devoted to such accessory stock, storage and warehouse space.

   (In the case of two or more contiguous buildings under single ownership or lease, for purposes of a and b above, such contiguous buildings shall be considered as one building.)

8. Outdoor retail sales of beverages, flowers and food from cart on sidewalks and public areas, subject to the provisions of Article XXIII, Chapter 17 of the Code of Indianapolis and Marion County, Indiana.

9. Printing establishments.

10. Public utilities.

11. Retail sales and service establishments primary for the convenience of residents or employees of this district, provided:

    a. such establishments (except for sales of beverages, flowers and food from carts) shall be located within buildings principally used for office, apartment, hotel or off-street parking uses, and

    b. such establishments shall include any of the following or similar uses of a like nature or character:

bank, savings and loan office	jewelry store
bar, cabaret, night club	laundromat
barber shop	men's and women's wear
beauty shop	newsstand
book store	restaurant
cleaners and laundry outlet	sales of beverages, flowers and food from carts
delicatessen	shoe repair shop
drug store	stationery store
florist	ticket office
gift shop	
grocery store	

12. Public and semipublic structures, parks, and open space.

B. *CBD-3 development standards.*

~~c. Retail sales of beverages, flowers and food may be carried out from a cart (a wheeled device, not propelled by a motor, not larger (exclusive of canopy) than six (6) feet in length, three (3) feet in width and five (5) feet in height, constructed so an operator may not stand on or in the device) on sidewalks and public areas, if permission is secured from the appropriate governmental units to use the right-of-way and public areas. The color and design of the cart (including signs, trash receptacles and umbrellas) and the uniform of the operator must be approved by the Administrator of the Division of Planning and Zoning.~~

5. *Signs:* Signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

Sec. 2.04. Reserved ~~Central Business District sign regulations.~~

~~Amended by 71-AO-4 SIGN REGULATIONS of Marion County, Indiana.~~

Sec. 206. Definitions.

The following definitions shall be applied for purposes of this ordinance:

1. *Alley:* A public way, the right-of-way of which is less than thirty-five (35) feet in width.

2. *Attached multi-family dwellings:* A building or buildings for residential purposes with three or more dwelling units, having common or party wall or walls, on a single lot. Each unit is totally separated from the other by an unpierced wall extending from ground to roof or an unpierced ceiling and floor extending from exterior wall to exterior wall, except for a common or individual stairwell(s) exterior to any dwelling unit(s).

3. *Dwelling unit:* One or more rooms connected together in a residential building or residential portion of a building, which are arranged, designed, used and intended for use by one or more human beings living together as a family and maintaining a common household for owner occupancy or rental or lease on a weekly, monthly, or longer basis; and which includes lawful cooking, eating, sleeping space and sanitary facilities reserved solely for the occupants thereof.

4. *Family:* One or more human beings related by blood, marriage, adoption, or guardianship together with incidental domestic servants and temporary, non-compensating guests; or, not more than four (4) human beings not so related, occupying a dwelling unit and living as a single housekeeping unit.

~~25~~. *Lot:* Any area of land designated as a lot on a platted subdivision or described on a duly recorded deed or parcel of land or site which is occupied, or intended for occupancy, by one (1) principal use.

~~36~~. *Net floor area:* The sum of the gross horizontal areas of the one or several floors and basements of the building or portions thereof devoted to permitted uses, not including, however, floor area devoted primarily to storage purposes; floor area devoted primarily to storage purposes; floor area devoted to off-street parking or loading facilities, including aisles, ramps and manuevering space; or floor area used for toilets, rest rooms, utilities, lounges, elevator shafts, main corridors and stairwells, or cafeterias for the use of employees only. Provided, however, for the purposes of determining off-street loading requirements, net floor area shall include floor area devoted primarily to storage purposes, but shall otherwise be defined as above.

47. *Signs:* ~~For sign definitions, see section 2.04, C, defining:~~

~~Sign~~
~~Advertising sign~~
~~Business sign~~
~~Incidental sign~~
~~Sign surface~~
~~Facing~~
~~Sign structure~~
~~Projecting sign~~

Any structure, fixture, placard, announcement, declaration, device, demonstration or insignia used for direction, information, identification or to advertise or promote any business, product, goods, activity, services or any interests.

~~58~~. *Sky exposure plane:* An imaginary sloping surface, consisting of three (3) types, rising over designated lots in the CBD-1 and CBD-2 [Districts], as specified in sections 2.01, B, 2, and 2.02, B, 2, for purposes of limiting height of buildings, signs and other structures:

(1) Sky Exposure Plane One:

a. On each street in the CBD-1 [District] designated in section 2.01,B, 2, b, (1) (excepting Monument Circle), and in the CBD-2 [District] designated in section 2.02, B, 2, b, (1), the Sky Exposure Plane One shall have a base which is coincident with the center line of each said street; and
b. At the base has an elevation equal to the average elevation above mean sea level of the street center line from the intersection of one street center line to the intersection of the next; and
c. Is inclined at an angle of seventy-eight (78) degrees measured from the horizontal; and
d. Extends to a vertical elevation of three hundred (300) feet above the base; and
e. Then continues vertically at an angle of ninety (90) degrees measured from the horizontal; and
f. Extends to a vertical elevation, above the base, equal to infinity.

(2) Sky Exposure Plane Two:

a. On all streets in the CBD-2 [District] (excepting those streets specifically designated in section 2.02, B, 2, (1), the Sky Exposure Plane Two shall have a base which is coincident with the center line of each said street; and
b. At the base has an elevation equal to the average elevation above mean sea level of the street center line from the intersection of one street center line to the intersection of the next; and
c. Is inclined at an angle of sixty (60) degrees measured from the horizontal; and
d. Extends to a vertical elevation of two hundred (200) feet above the base; and
e. Then continues vertically at an angle of ninety (90) degrees measured from the horizontal; and
f. Extends to a vertical elevation, above the base, equal to infinity.

(3) Sky Exposure Plane Three:

a. In the case of all lots abutting Monument Circle, in the CBD-1 [District], as designated in section 2.01, B, 2, b, (1), the Sky Exposure Plane Three shall have a base which is coincident with the center line of the street; and
b. At the base has an elevation equal to the average elevation above mean sea level of the street center line from the intersection of one street center line to the intersection of the next; and
c. Is inclined at an angle of sixty-seven and one-half (67½) degrees measured from the horizontal; and
d. Extends to a vertical elevation of one hundred eight (108) feet above the base; and
e. Then continues at an angle of seventy-four (74) degrees measured from the horizontal; and
f. Extends to a vertical elevation of one hundred fifty (150) feet above the base; and
g. Then continues horizontally at an angle of zero (0) degrees measured from the horizontal; and
h. Extends to the alleys known as Wabash, Scioto, Bird and Court streets.

~~6~~9. *Street:* A public way, the right-of-way of which is at least thirty-five (35) feet in width.

~~7~~10. *Total adjusted net floor area:*

(1) For determining required off-street loading:

a. To determine total adjusted net floor area:

i. Total the net floor area devoted to each use within the building;
ii. Multiply the total net floor area for each use by the loading floor area factor for such use, as specified in b below;

iii. Add the reults of 2 above;

this is the total adjusted net floor area.

b. Loading floor area factors:

i. Retail sales and services-2.0;
ii. Business, professional and consumer service, motels and motor hotels-1.0;
iii. Manufacturing and wholesale (exclusive of office, sales and display area)-2.5;
iv. Residential and apartment hotels-0.5.

(2) For determining required off-street parking:

a. To determine total adjusted net floor area:

i. Total the net floor area devoted to each use within the building;
ii. Multiply the total net floor area for each use by the parking floor area factor for such use, as specified in b below;
iii. Add the results of 2 above;

this is the total adjusted net floor area.

b. Parking floor area factors:

i. Retail sales and services-2.0;
ii. Residential and apartment hotels-1.0;
iii. Manufacturing-3.0;
iv. Hotels and motor hotels-3.0;
v. Business, professional and consumer service, and wholesale-1.0.

~~8~~11. *Public Area:* Land owned or controlled by a governmental unit for public use, including but not limited to sidewalks, plazas and parks.

SECTION 2. If any section provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance than can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 189 and 190, 1993. Councillor Borst asked for consent to vote on these two proposals together. Consent was given. PROPOSAL NO. 189, 1993. The proposal, sponsored by Councillor McClamroch, amends the Regional Center Zoning Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a change of use after Regional Center Approval has been granted. PROPOSAL NO. 190, 1993. The proposal, sponsored by Councillor McClamroch, amends the Improvement Location Permit Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a use after a variance of use has been granted by the Board of Zoning Appeals. Councillor Borst reported that the Metropolitan Development Committee heard Proposal Nos. 189 and 190, 1993 on May 25, 1993. By a 7-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal Nos. 189 and 190, 1993 were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Black

Proposal No. 189, 1993 was retitled GENERAL ORDINANCE NO. 68, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 1993
Proposal No. 189, 1993

METROPOLITAN DEVELOPMENT COMMISSION
Docket No. 93-AO-2

A GENERAL ORDINANCE to amend Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County, which ordinance includes the Regional Center Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands within the county for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood, and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, the Regional Center Zoning for Marion County, Indiana, 70-AO-3, has been amended but has not been substantially revised in over ten years; and,

WHEREAS, the Regulatory Study Commission, after careful analysis, has found that the provision requiring an Improvement Location Permit for a change of use is unnecessary, replicative, and overly burdensome; and,

WHEREAS, the Regulatory Study Commission has recommended to the MDC and the City-County Council that the requirement for an Improvement Location Permit for a change of use be removed from the Ordinance, now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The Regional Center Zoning Ordinance of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Numbers 70-AO-3, 70-AO-5, 81-AO-7 and 82-AO-3, 92-AO-2 as amended, pursuant to IC-36-7-4, be amended as follows:

That Chapter I, Section 1.00, B, be amended by deleting the crosshatched language as follows:

~~B. No use, improvement or structure shall be established, constructed, altered, refurbished, remodeled or used within the REGIONAL CENTER of Indianapolis, Marion County, Indiana, without an Improvement Location Permit, and said permit shall not be issued until the proposed use, site and development plan, including the proposed plans for such building, structure or improvement shall have been approved in accordance with Section 1.00A.~~

~~Applications for an Improvement Location Permit shall be made upon Department of Metropolitan Development forms and shall include all information specified by such forms. Applications for an Improvement Location Permit for used, buildings, improvement or structures approved in accordance with Section 1.00A, shall be filed within one (1) year of the grant of such approval, and the permit obtained -- excepting, however, the Administrator of the Division of Planning and Zoning of the Metropolitan Development Department may upon good cause shown, grant extensions of such one-year period, not to exceed 180 days thereafter.~~

SECTION 2. If any section provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance than can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be full force and effect upon its adoption in compliance with IC 36-7-4.

Proposal No. 190, 1993 was retitled GENERAL ORDINANCE NO. 69, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 1993
Proposal No. 190, 1993

METROPOLITAN DEVELOPMENT COMMISSION
Docket No. 93-AO-3

A GENERAL ORDINANCE to amend Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County, which ordinance includes the Improvement Location Permit Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands within the county for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood, and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, the Improvement Location Permit Ordinance for Marion County, Indiana, 68-AO-11, has been amended but has not been revised substantially in over seventeen years; and,

WHEREAS, the Regulatory Study Commission, after careful analysis, has found the the provision requiring an Improvement Location Permit for a ratification of a variance of use is unnecessary, replicative, and overly burdensome; and,

WHEREAS, the Regulatory Study Commission has recommended to the MDC and the City-County Council that the requirement for an Improvement Location Permit for a ratification of a use variance be removed from the Ordinance, now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Improvement Location Permit Ordinance of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Numbers 68-AO-11, 71-AO-1, 75-AO-2 and 88-AO-1, as amended, pursuant to IC-36-7-4, be amended as follows:

That Section 1, B, 8, be amended by deleting the crosshatched language as follows:

~~8. VARIANCES; 1-YEAR REQUIREMENT FOR OBTAINING PERMIT~~

~~From and after the effective date of this ordinance, applications for Improvement Location Permit for structures or uses authorized by variance shall be filed within one (1) year of the grant of such variance, in accordance with the requirements of this ordinance; excepting, however, the Administrator of the Division of Planning and Zoning of the Metropolitan Development Department may upon good cause shown, grant extensions of such one year period, not to exceed 180 days thereafter.~~

SECTION 2. If any section provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance than can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be full force and effect upon its adoption in compliance with IC 36-7-4.

PROPOSAL NO. 202, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 202, 1993 on May 26, 1993. The proposal amends the Code concerning air pollution control. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption.

Councillors O'Dell and Schneider both questioned the wisdom of passing these environmental regulations. Councillor Coughenour stated that the requirements contained in this ordinance are mandated by the Clean Air Act of 1990.

Proposal No. 202, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Short, West, Williams
5 NAYS: O'Dell, Ruhmkorff, Schneider, Shambaugh, Smith
2 NOT VOTING: Dowden, SerVaas
1 NOT PRESENT: Black

Councillor O'Dell asked for consent to explain his vote. Consent was given. Councillor O'Dell said that either there was no lengthy discussion of Proposal No. 202, 1993 at the Public Works Committee meeting or the minutes did not reflect that discussion; he therefore could not support this proposal at this time due to lack of information.

Proposal No. 202, 1993 was retitled GENERAL ORDINANCE NO. 70, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 70, 1993

A GENERAL ORDINANCE amending Chapter 4 of the Code dealing with air pollution control to clarify authority to implement a federal Environmental Protection Agency approvable program as mandated by Title V of the Clean Air Act of 1990.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 4-11 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-11. Definitions.

As used in this chapter and its regulations, the following terms shall have the meanings ascribed to them:

Actual emissions means the emissions which occurred over a specified period of time based upon emission monitoring, stack testing, emission factors, or other measures acceptable to the administrator.

Administrator means the assistant administrator of the air pollution control section of the environmental resources management division of the department of public works, Consolidated City of Indianapolis and Marion County or other designee of the director of the department of public works.

Air contaminant means any solid, liquid or gaseous matter, or any combination thereof, that may be emitted into the ambient air in any manner which may cause or contribute to air pollution. Air contaminant shall include "regulated air pollutant" as defined in 40 C.F.R. §70.2.

Air contaminant emitter means any vehicle, process, facility or any other device that emits or is capable of emitting an air contaminant, whether privately or publicly owned or operated.

Air pollution means the presence or threatened discharge, from whatever source, of solid, semisolid, liquid or gaseous matter, or any combination thereof, in the ambient air in sufficient quantifies and of such characteristics and duration which:

(1) Injures or threatens to injure human, plant or animal life; or

(2) Damages or threatens to damage property; or

(3) Unreasonably interferes with the comfortable enjoyment of life and property.

Allowable emissions means the emissions rate calculated using the following factors:

(1) The maximum rated capacity;

(2) Year round operation (8,760 hours per year); and

(3) The most stringent emission limit applicable under federal, state or local air pollution control laws.

Allowable emissions may be limited further if the facility or source is subject to enforceable permit conditions that limit the operating rate, hours of operation or emission rate.

Ambient air means any outside air.

Asbestos abatement permit means the written authorization that allows a person to remove asbestos materials and conduct asbestos abatement projects.

Board means the Indianapolis Air Pollution Control Board.

Clean Air Act of 1990 means the Federal Clean Air Act (42 U.S.C. 7401 et seq.) as amended by the Clean Air Act Amendments of 1990 (P.L. 101-549).

Construction permit means the written authorization that allows a person to construct, reconstruct or modify an air contaminant emitter.

Division means the air pollution control section of the environmental resources management division of the department of public works, Consolidated City of Indianapolis and Marion County.

Effective date means the date on which an action takes effect. For permits issued pursuant to Article V of this chapter, the effective date is fifteen (15) days after the administrator signs and issues the permit. For all other actions, the effective date is when the person subject to the action receives written notice of the action.

Emission credit permit means the written authorization that allows a person to claim credit for emissions not released to the ambient air.

Facility means any one (1) structure, piece of equipment, installation operation that emits or is capable of emitting an air contaminant. Single pieces of equipment or installations with multiple emission points shall be considered a facility for purposes of this chapter and its regulations.

Major source means a source with an emission rate of any one (1) air contaminant of at least one hundred (100) tons per year. Such emission rate shall be calculated using maximum operating capacity, year-round operation (8,760 hours per year, unless restricted by enforceable permit conditions) and the application of air pollution control equipment.

Minor source means a source with an emission rate of any one (1) air contaminant of at least twenty five (25) tons per year, but less than one hundred (100) tons per year. Such emission rate shall be calculated using maximum operating capacity, year-round operation (8,760 hours per year, unless restricted by enforceable permit conditions) and the application of air pollution control equipment.

Open burning or open fire means any burning of combustible matter where the products of combustion are emitted directly into the ambient air without passing through a stack or chimney.

Operating permit means the written authorization that allows a person to operate an air contaminant emitter.

Person means any individual, proprietorship, partnership, firm, company, corporation, association, joint venture, trustee, estate, political or governmental unit or any other legal entity.

Potential emissions means the emission rate calculated using the following factors:

(1) The maximum rated capacity;

(2) The actual hours of operation; and

(3) Operation without air pollution control equipment, unless such control equipment is (aside from air pollution control requirements) necessary for the facility to produce its normal product or is integral to normal operation.

Process means any action, operation or treatment that emits or is capable of emitting an air contaminant.

Regulation means the whole or any part of a board statement of general applicability that:

(1) Has or is designed to have the effect of law; and

(2) Implements, interprets or prescribes:

a. Law or policy; or

b. The organization, procedure or practice requirements of the board or division.

Source means one (1) or an aggregation of processes or facilities that are located on one (1) or more contiguous or adjacent properties and are owned or operated by the same person, or by persons under common control.

Wood products means dry materials consisting of vegetation or wood which does not contain any other substance.

40 C.F.R. §70 shall mean 40 C.F.R. §70 as published in 57 Fed. Reg. 32,295 (July 21, 1992).

SECTION 2. Sec. 4-13 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-13. Public records; confidentiality of information.

All files, records and data of the board and the division shall be open to reasonable public inspection in accordance with applicable Indiana law. However, upon request by any person to the administrator and a showing satisfactory to the administrator by any person that the files, records and data (other than emissions data and the contents of a permit required by Title V of the Clean Air Act of 1990) contain information which would, if made public, divulge methods or processes entitled to protection as trade secrets of such person, the administrator shall maintain the confidentiality of the information. However, any information accorded confidential treatment under this section may be disclosed or transmitted to other officers, employees, or authorized representatives of the City of Indianapolis or Marion County, the State of Indiana or the United States concerned with carrying out or implementing this chapter or when relevant in any proceeding related to enforcement.

SECTION 3. Sec. 4-33 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-33. General powers of the administrator.

The administrator may:

(a) At any reasonable time, obtain data or other information about any air contaminant emitter, inspect any air contaminant emitter, enter the premises of any air contaminant emitter or examine and copy the records and documents pertaining to an air contaminant emitter for purposes of assessing air contaminant emissions, determining compliance with this chapter, ~~and~~ its regulations and any permit issued by the division or enforcing this chapter, ~~and~~ its regulations and any permit issued by the division. The administrator may apply to any judge of the municipal, circuit or superior courts of Marion County for ~~an administrative~~ search warrant. The application for the warrant shall state the location of the premises, the purpose for requesting inspection, entry or examination and the facts supporting the request for inspection, entry or examination;

(b) Require, when appropriate, the owner or operator of an air contaminant emitter to keep and submit to the division plans, drawings, specifications, reports and other records of information relating to air contaminant emissions, effectiveness of air pollution control equipment, or compliance with this chapter and its regulations;

(c) Use all necessary equipment to evaluate air contaminant emitters for compliance with this chapter and its regulations or to collect information about the emissions of an air contaminant emitter;

(d) Require, when appropriate, the owner or operator of an air contaminant emitter to perform reasonable tests or monitoring, including continuous emission monitoring, with the costs for the tests to be paid by the owner or operator;

(e) Enter into or recommend that the director of the department of public works enter into agreements necessary to administer and enforce this chapter and its regulations;

(f) Delegate responsibility and authority to an acting administrator as necessary, for a period not to exceed thirty (30) days.

SECTION 4. Sec. 4-50 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-50. Permit system.

(a) The board shall adopt regulations that create a permit system, and the division shall implement the permit system. The permit system shall contain two components:

(1) The permit system mandated by Title V of the Clean Air Act of 1990; and

(2) Other permits as required by state law or deemed by the board to be necessary to carry out the purposes of this chapter.

(b) That portion of the permit system mandated by Title V of the Clean Air Act of 1990 shall comply in all respects with that act and applicable federal regulations.

(c) The permit system shall include adequate, streamlined and reasonable procedures for expeditiously administering the system.

(d) At a minimum, the permit regulations shall perform the following functions:

(1) Require permits in order to construct new facilities or sources;

(2) Require permits in order to modify or reconstruct existing facilities or sources;

(3) Require permits in order to operate facilities or sources;

(4) Require permits for processes and other air contaminant emitters, including, but not limited to, air curtain incinerators, asbestos abatement projects and sandblasting;

(5) Require permits for claiming emission credits or allowances and establish procedures and requirements for obtaining and using emission credits or allowances;

(6) Establish minimum levels of emissions from a facility, source, process or other air contaminant emitter for which a permit and/or reporting is required;

(~~10~~7) ~~Establish causes for revoking permits;~~ Establish fixed terms for permits which terms shall be as follows:

a. Five (5) years for permits required by Title IV of the Clean Air Act of 1990 (acid rain); and

b. Not to exceed five (5) years for all other permits.

(~~7~~8) Establish the information necessary for complete permit applications and the procedures and time frames by which the applications' completeness shall be determined;

~~(8) Establish procedures for public comment periods and division review of the permit application, which may include providing an opportunity to discuss a draft permit before it is issued;~~

(9) Establish procedures and time frames for division review of permit applications, including initial permit issuance, modifications or revisions and renewals;

(10) Establish procedures and time frames for notice, public comment periods and public hearings, which procedures may include providing an opportunity to comment on the draft permit before it is issued. For permits required by Title V of the Clean Air Act of 1990, such procedures shall, as provided in 40 C.F.R. §70.7(h), require adequate procedures for public notice, including offering an opportunity for public comment and a hearing on the draft permit, for initial permit issuance, significant modifications and renewals;

(11) Require, when appropriate, ~~emission sources to maintain~~ reasonable tests and monitoring, including continuous emissions monitoring, and creation, submission to the division and retention of reports and records of tests, monitoring, production, maintenance or other matters relating to the quantity of emissions, the effectiveness of air pollution control equipment or compliance with this chapter and its regulations;

(12) Provide, for permits required by Title V of the Clean Air Act of 1990, if the applicant has submitted a timely and complete application for an initial or renewal permit, but no final action has been taken on the application, the applicant's failure to have a permit is not a violation of this chapter or its regulations until after the division takes final action on the permit application.

(13) Require, when necessary, that application forms, reports and compliance certifications shall contain certification by a responsible official of truth, accuracy and completeness.

(14) For permits required by Title V of the Clean Air Act of 1990, allow issuance of a permit for a facility or source not in compliance with applicable requirements.

(15) Require, when appropriate, submittal of a certified plan and schedule to attain and maintain compliance.

(16) Require that no permit shall automatically issue, be renewed or modified because of failure of the division to take action on the application, or for any other reason.

(17) Require that the division shall not issue a permit required by Title V of the Clean Air Act of 1990 if the Administrator of the United States Environmental Protection Agency makes a written objection within the time allowed under applicable federal law.

(18) For permits required by Title V of the Clean Air Act of 1990, establish, consistent with the timing and other requirements of 40 C.F.R. §70.4(b)3, an opportunity for judicial review of final action on a permit, by the applicant, any person who participated in the public participation process and any other person entitled to judicial review of such action under state law. The opportunity for judicial review so provided shall be the exclusive means for obtaining judicial review of the terms and conditions of such permits.

(19) For permits required by Title V of the Clean Air Act of 1990, and solely for purposes of obtaining judicial review to require that action be taken by the division on the application without additional delay, provide that failure of the division to act on an initial or renewal application, or modification or revision, within the time periods specified in the Clean Air Act of 1990 is a final action of the administrator appealable directly to a court of competent jurisdiction.

(~~9~~20) Establish ~~renewal procedures~~ transfer procedures and renewal procedures and, for permits required by Title V of the Clean Air Act of 1990, provide that permits being renewed are subject to the same procedural requirements that apply to initial permit issuance ~~expiration dates for permits~~;

(21) Require that permits may be terminated, modified, or revoked and reissued for cause and establish causes for such actions.

(22) Provide, for permits required by Title V of the Clean Air Act of 1990, if the permit holder has submitted a timely and complete application for renewal, but no final action has been taken on the application, all the terms and conditions of the permit, including any application shield granted by 4-50(d)(12), shall remain in effect until the renewal permit has been issued or denied.

(23) Require that permits required by Title V of the Clean Air Act of 1990 shall be reopened and revised before expiration of the permit when the following conditions exist:

a. Additional federal requirements become applicable to a facility or source with a permit which allows at least three (3) more years of continued operation. However, a permit does not have to be revised if the additional requirements will not become effective until after the date the permit expires. A permit revision to address additional requirements must be completed by the division not more than eighteen (18) months after the adoption of the additional requirements; or

b. Additional requirements become applicable to the permit under the acid rain program. Upon approval by the United States Environmental Protection Agency, an excess emissions offset plan shall be considered to be incorporated into the permit; or

c. The division or the United States Environmental Protection Agency determines that:

1. the permit contains a material mistake; or

2. inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit; or

d. The division or the administrator of the United States Environmental Protection Agency determines that the permit must be revised or revoked to assure compliance with the applicable federal requirements as defined in 40 C.F.R. §70.2.

(24) Require that all permits shall contain a severability clause to ensure the continued validity of the various permit requirements in the event of a challenge to any portion of the permit.

(25) Establish procedures for determining if information (other than the contents of a permit required by Title V of the Clean Air Act of 1990 or emissions data) maintained by the division, if made public, would divulge methods or processes entitled to protection as trade secrets and assuring security of information so determined to be entitled to confidentiality.

(26) For permits required by Title V of the Clean Air Act of 1990, establish procedures allowing changes to be made without requiring a permit revision if the permit holder has been issued an operating permit or is operating without a permit but has made a timely and complete application for a permit and if:

a. the changes are not modifications under any provision of Title I of the Clean Air Act of 1990;
b. the changes do not exceed emissions allowable under the permit, whether expressed as a rate of emissions or as total emissions; and

c. the permit holder provides the division with written notification at least seven (7) days before the proposed changes are made. However, the board, by regulation, may provide a different time period for notifications that involve emergency situations.

(~~12~~27) Require that all permits be consistent with all local, state and federal air pollution control laws and regulations;

(~~13~~28) Require that all permits not interfere with attainment of local, state or federal air quality standards.

(e) The permit regulations may:

(1) Establish procedures for general permits covering numerous sources as provided in 40 C.F.R. §70.6(d).

(2) Establish a limited "permit shield" from enforcement action as provided in 40 C.F.R. §70.6(f).

(3) Allow changes not addressed or prohibited by a permit required by Title V of the Clean Air Act of 1990, provided such changes are not subject to any requirements under Title IV or are not modifications under any provision of Title I of that act.

(4) Establish procedures for trading emission increases and decreases under certain circumstances as provided in 40 C.F.R. §70.4(b)(12)(ii).

(5) Perform any other function not specified in this subsection or subsection (d) if such function is reasonably necessary for efficient operation of the permit program or reasonably necessary to protect the public health or welfare or ensure compliance with local, state or federal air pollution control laws and regulations.

SECTION 5. Sec. 4-51 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-51. Permit conditions.

(a) The administrator may establish or modify permit conditions on any permit issued pursuant to this chapter and its regulations. The conditions may be imposed to ensure compliance with this chapter or with any regulation adopted by the board. Conditions may take the form of emission limits or technology requirements, including, but not limited to, maximum achievable control technology emission limits as provided in the Clean Air Act of 1990 and as determined on a case-by-case basis, testing and monitoring, including continuous emissions monitoring, reporting and recordkeeping requirements, operation and maintenance programs or any other requirement necessary to ensure compliance with air pollution control laws and regulations and to protect the public health or welfare.

(b) The administrator may impose permit conditions more stringent than regulations adopted by the board or when no such regulation applies only if:

(1) The conditions are necessary to ensure compliance with local, state or federal air pollution control laws and regulations; or

(2) The permit holder has violated local, state or federal air pollution control laws or regulations and the conditions are consistent with the terms of a compliance program agreement, agreed order, consent decree, court order or some other enforceable mechanism used to resolve the violations; or

(3) The conditions are reasonably necessary to protect the public health or welfare.

(c) The administrator may modify permit conditions at any time after permit has been issued only if:

(1) The administrator has consulted with the permit holder before modifying any permit conditions; and

(2) The administrator notifies the permit holder of the modification and the reasons for the modification in writing.

~~(d) A violation of a permit condition is a violation of this chapter and its regulations.~~

(~~e~~d) Permit conditions imposed by the administrator on permits not required by Title V of the Clean Air Act of 1990 may be appealed to the Board pursuant to section 4-80 of this chapter.

SECTION 6. Chapter 4 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by adding a new Section 4-51(A) with language as follows:

Sec. 4-51(A). Enforcement of permits, permit fees and the requirement to obtain a permit.

Failure to obtain a permit when required to do so, failure to pay a permit fee when due, violation of a permit or violation of permit conditions imposed by the administrator are violations of this chapter and its regulations for which the division may take enforcement action as specified in article VI of this chapter.

SECTION 7. Sec. 4-53 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-53. Payment; waivers and unpaid fees.

(a) Payment due. Application fees shall be paid at the time the application is submitted. Fees for construction permits or the initial issuance of an operating permit, emission credit permit or asbestos abatement permit shall be paid before the administrator issues the permit. Annual administrative fees shall be paid by January 31 of each year for all air contaminant emitters which have operating permits as of January 1 of each year. Notwithstanding the previous sentence, in calendar year 1993, annual administrative fees shall be paid by March 31, 1993 for all air contaminant emitters which have operating permits as of January 1, 1993.

(b) All permit fees established pursuant to this chapter and its regulations shall be payable to the Indianapolis City Controller and shall become a part of the "Air Pollution Control Program Fund" created by Sec. 4-55.

(c) If a permit applicant or holder of a permit appears before the board and demonstrates that payment of applicable permit fees will cause undue economic hardship, the board may waive the fees for a period deemed appropriate by the board.

(d) All permit fees established pursuant to this chapter and its regulations shall constitute a debt due to the consolidated city of Indianapolis and Marion County. Failure to pay permit fees when due is a violation of this chapter and its regulations for which the division may take enforcement action as specified in Article VI of this chapter. At the request of the administrator, the corporation counsel may institute a civil suit in the name of the Consolidated City of Indianapolis and Marion County to recover any unpaid fee. In addition, the administrator, pursuant to section 4-61 of this chapter, may revoke a permit for failure to pay permit fees as required in this chapter.

SECTION 8. Sec. 4-54 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-54. Testing and monitoring fees.

(a) Fees. The division shall collect a fee for reviewing testing and monitoring data and results.

(1) The fee for each stack test conducted for the purpose of demonstrating compliance with this chapter, any regulation adopted by the Board or any permit issued by the division shall be seven hundred dollars ($700.00).

(2) The fee for continuous emission monitor(s) required by this chapter, any regulation adopted by the Board or any permit issued by the division shall be two hundred dollars ($200.00) per facility.

(3) The fee for air quality monitoring network(s) required by this chapter, any regulation adopted by the Board or any permit issued by the division shall be one thousand four hundred dollars ($1,400.00) per source.

(b) Payment due. Stack test fees shall be paid upon submission of stack results to the division. Continuous emission monitor fees and air quality monitoring network fees shall be paid by January 31 of each year.

(c) All testing and monitoring fees established pursuant to this chapter and its regulations shall be payable to the Indianapolis City Controller and shall become a part of the "Air Pollution Control Program Fund" created by Section 4-55.

(d) If a person appears before the board and demonstrates that payment of applicable testing and monitoring fees will cause undue economic hardship, the board may waive the fees for a period deemed appropriate by the board.

(e) All testing and monitoring fees established pursuant to this chapter and its regulations shall constitute a debt due to the consolidated city of Indianapolis and Marion County. Failure to pay testing and monitoring fees when due is a violation of this chapter and its regulations for which the division may take enforcement action as specified in Article VI of this chapter. At the request of the administrator, the corporation counsel may institute a civil suit in the name of the Consolidated City of Indianapolis and Marion County to recover any unpaid fee. In addition, the administrator, pursuant to section 4-61 of this chapter, may revoke a permit for failure to pay testing and monitoring fees as required by this chapter.

SECTION 9. Sec. 4-62 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-62. Civil enforcement.

(a) The administrator may initiate a civil action to assess and recover civil penalties and/or for a temporary or permanent injunction whenever:

(1) A person violates the terms of an order issued pursuant to sections 4-61, 4-65, or 4-67 of this chapter; or

(2) The administrator has issued a notice of violation to a person and:

a. The person is an owner or operator of a major source in violation of a provision of a state implementation plan approved by the United States Environmental Protection Agency; or

b. The person is an owner or operator of a facility or source in violation of a permit issued in accordance with Title V, Title IV, or Parts C or D of ~~Subchapter~~ Title I of the Clean Air Act of 1990~~, 42 U.S.C.A. Section 7401, et. seq.~~; or

c. The person is an owner or operator of a stationary source in violation of a provision of new source performance standards or national emission standards for hazardous air pollutants, as adopted by the board; or

d. The person has violated a provision of regulations adopted by the board governing asbestos abatement or motor vehicle tampering; or

e. The person has engaged in an activity without a necessary permit issued by the division; or

f. The administrator determines that the violation substantially impairs public health or welfare.

(b) The administrator shall initiate civil enforcement by submitting a written request to the corporation counsel to file a complaint of ordinance violation and/or to seek an injunction. The administrator shall send notice of the written request to the person subject to the action.

SECTION 10. Sec. 4-67 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-67. Emergency enforcement procedures.

(a) Notwithstanding any other provision of this chapter or its regulations, if the administrator determines that emissions from an air contaminant emitter are presenting imminent and substantial danger to the public health ~~and safety~~ or welfare, or to the environment, the administrator may order an immediate reduction or cessation of the emissions or other actions necessary to abate the hazard. Such order shall be effective for not more than forty-eight (48) hours, unless affirmed pursuant to paragraph (b) of this section. A violation of the order shall be a violation of this chapter and its regulations.

(b) The administrator shall request the corporation counsel to initiate a civil action to affirm the administrator's order and to abate the hazard.

(c) Nothing in this section limits any power which the mayor or any other official may have to declare an emergency and act on the basis of such declaration.

(d) Nothing in this section precludes civil or criminal enforcement against the owner or operator of the air contaminant emitter for violations of any applicable law.

(e) Notwithstanding any other provision of this chapter or its regulations, the administrator may request the corporation counsel to initiate other civil actions authorized by Indiana law, including, but not limited to, injunctive relief.

SECTION 11. Sec. 4-80 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 4-80. Appeals of administrative actions.

(a) Right of appeal. Any person affected by an ~~appealable~~ action of the administrator defined by paragraph (b) of this section as an action appealable to the board, may appeal to the board for relief from the action. An appeal to the board is a prerequisite to judicial review for all actions defined by paragraph (b) as actions appealable to the board. Judicial review may be sought directly from actions of the administrator defined by paragraph (c) as actions not appealable to the board.

(b) ~~Appealable a~~Actions appealable to the board. Any action of the administrator, except actions described in paragraph (c) ~~as provided in subparagraphs (1) and (2) of this paragraph~~, may be appealed to the board.

(c) Actions not appealable to the board.

The following actions of the administrator are actions not appealable to the board:

(1) An emergency order issued pursuant to section 4-67 of this chapter is an action not appealable ~~may not be appealed~~ to the board.

(2) For a notice of violation (issued pursuant to section 4-60 of this chapter) which is referred to the corporation counsel for civil enforcement (pursuant to section 4-62 of this chapter), a person may appeal to the board only for an interpretation of the regulation, permit or order allegedly violated.

(3) Pursuant to section 4-50(d)(19), for permits required by Title V of the Clean Air Act of 1990, failure of the division to act on an initial or renewal application, or modification or revision, within the time periods specified in that act is an action not appealable to the board.

(c) Procedures for making an appeal.

(1) Within fifteen (15) days of the effective date of the administrator's action, the appellant shall submit to the administrator a written request to appeal to the board. The request shall be addressed to the board and shall state the basis for the appeal and the relief desired.

(2) At the time of filing, the appellant shall post a fee of twenty-five dollars ($25.00) to cover the administrative cost of the hearing. The fee shall be refunded only if the appeal if sustained. The board may waive the fee upon a showing of economic hardship.

(3) Submitting a request to appeal stays the administrator's action until the board renders a final decision on the appeal.

(d) Hearing.

(1) No later than fifteen (15) days after the request to appeal is filed, the administrator shall schedule a hearing before the board. The hearing shall be not later than sixty (60) days after the request to appeal is filed, unless the board grants a continuance. The administrator shall notify the appellant of the hearing date in writing.

(2) At the hearing the parties to the appeal may present evidence and cross-examine witnesses. The board may establish time limits and procedures for presenting evidence, cross-examination and argument. The appellant has the burden of proving that the administrator's action should be modified or reversed. Upon hearing the evidence presented, and no later than sixty (60) days after the hearing is concluded, the board shall affirm, modify or reverse the administrator's action. The board may order either party to act in accordance with its decision.

(e) Effect of the board's decision. The decision of the board shall be binding on the parties unless reversed or otherwise modified by a court of competent jurisdiction.

SECTION 12. (a) The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 13. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 14. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

PROPOSAL NO. 236, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 236, 1993 on May 26, 1993. The proposal rejects amendments to Regulation XIII Asbestos Abatement, adopted April 8, 1993. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Curry, for adoption. Proposal No. 236, 1993, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Black

Proposal No. 236, 1993, as amended, was retitled COUNCIL RESOLUTION NO. 55, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 55, 1993

A COUNCIL RESOLUTION rejecting amendments to Air Pollution Control Board Regulations XIII as adopted April 8, 1993

WHEREAS, on April 8, 1993 the Air Pollution Control Board adopted certain amendments to its Regulations XIII - Asbestos Abatements; and

WHEREAS, Section 4.41 of the Code of Indianapolis and Marion County establishes procedures with respect to promulation of regulations by the Air Pollution Control Board, including rejection by the City-County Council; and

WHEREAS, the passage of this proposal is merely to facilitate a reconsideration of the April 8, 1993 amendments and does not represent the attitude of the Council toward substantive content; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to Section 4.41(10) of the Code of Indianapolis and Marion County, the City-County Council hereby rejects those amendments to its Regulation XIII - Asbestos Abatement adopted April 8, 1993.

SECTION 2. This resolution shall be in full force and effect upon adoption.

PROPOSAL NO. 287, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 287, 1993 on June 1, 1993. The proposal amends the Code by adding a new Section 23-13 concerning an early retirement benefit program. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor O'Dell, for adoption. Proposal No. 287, 1993, as amended, was adopted on the following roll call vote; viz:

20 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Smith, West
0 NAYS:
8 NOT VOTING: Borst, Franklin, Gray, Jones, Ruhmkorff, Schneider, Short, Williams
1 NOT PRESENT: Black

Proposal No. 287, 1993, as amended, was retitled GENERAL ORDINANCE NO. 71, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 71 1993

A GENERAL ORDINANCE adding a new Section 23-13 to the Code of Indianapolis and Marion County.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. A new section 13 is hereby added to Article I of Chapter 23 of the Code of Indianapolis and Marion County:

Sec. 23-13. Early Retirement.

(a) Effective as of June 30, 1993, the City may make an early retirement program available to City employees who are in positions covered by the Master Agreement between the City of Indianapolis and the American Federation of State, County and Municipal Employees, Indiana Council 62 as follows:

(1) The program shall be available to covered employees who are eligible for retirement benefits under the Public Employees' Retirement Fund.

(2) The following schedule of benefits shall apply to employees who elect to take early retirement:

(i) For employees who have completed at least 10 years but less than 15 years of continuous service with the City: $1500.00.

(ii) For employees who have completed at least 15 years but less than 20 years of continuous service with the City: $3000.00.

(iii) For employees who have completed 20 or more years of continuous service with the City: $5200.00.

(3) Employees who elect to participate in the program may choose to have the benefit paid in a lump sum upon retirement, or may have the amount of the benefit applied to the purchase of continued health insurance under the City's health insurance plan, pursuant to state and federal law. The selection between these options must be made at least thirty (30) calendar days prior to retirement.

(4) Employees who choose to apply the benefit to the purchase of health insurance may do so under rules established by the Office of the Controller.

(5) The City may, at its option, elect to make this program available from time to time. However, the City shall make the program available at least once in calendar year 1993 and once in calendar year 1994. The program may be made available on an unlimited basis or for a limited number of covered employees. The program may be made available citywide or on a departmental basis.

(b) The program authorized by this Section shall expire upon the expiration of the 1993-1994 Master Agreement between the City of Indianapolis and the American Federation of State, County and Municipal Employees, Indiana Council 62.

SECTION 2. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of the ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 288, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 288, 1993 on June 1, 1993. The proposal establishes procedures for accounting and appropriations of revenues from the law enforcement education program fee. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 288, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
2 NOT VOTING: Borst, Williams
1 NOT PRESENT: Black

Proposal No. 288, 1993 was retitled GENERAL ORDINANCE NO. 72, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 1993

A GENERAL ORDINANCE establishing procedures for accounting and appropriations of revenues from the law enforcement continuing education program fee.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The "Revised Code of the Consolidated City and County" be, and is hereby amended by adding a new Article IV in Chapter I35 to read as follows:

ARTICLE IV. LAW ENFORCEMENT CONTINUING EDUCATION PROGRAM FEE.

Sec. I35-701. Receipts. Amounts collected by the county clerk as the law enforcement continuing education program fee shall be paid to the county auditor for deposit in the County User Fee Fund.

Sec. I35-702. Distributions. Upon receipt of claims submitted to the council by filing with the county auditor by a law enforcement agency entitled to such funds under IC 5-2-8, the county auditor shall verify the amounts of such claims. Upon verification by the county auditor, the amounts shall be deemed appropriated to the respective law enforcement agencies and distributed to the respective law enforcement agencies in accordance with IC 5-2-8.

Sec. I35-703. Appropriations. Amounts distributed pursuant to Sec. I35-702 to a law enforcement agency whose budget and expenditures are subject to appropriations by the city-county council shall not expend such receipts except pursuant to appropriations regularly made by the city-county council.

SECTION 2. This ordinance is intended to codify the procedures currently in effect, and is intended to verify those procedures with respect to actions taken prior to the adoption of this ordinance which shall be in full force and effect from and after adoption and compliance with IC 36-3-4-I4.

PROPOSAL NO. 289, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 289, 1993 on June 1, 1993. The proposal transfers and appropriates $11,210 for the Washington Township Assessor to cover supply and computer equipment expenses. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor McClamroch, for adoption. Proposal No. 289, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Beadling, Short
1 NOT PRESENT: Black

Proposal No. 289, 1993 was retitled FISCAL ORDINANCE NO. 46, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 46, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Eleven Thousand Two Hundred Ten Dollars ($11,210) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (u) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Washington Township Assessor to transfer funds to the appropriate account in order to finalize supply and connecting computers between the main office and assessment field office.

SECTION 2. The sum of Eleven Thousand Two Hundred Ten Dollars ($11,210) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
2. Supplies	$ 2,555
4. Capital Outlay	8,655
TOTAL INCREASE	$11,210

SECTION 4. The said increased appropriation is funded by the following reductions:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
3. Other Services and Charges	$11,210
TOTAL REDUCTION	$11,210

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 291, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 291, 1993 on June 2, 1993. The proposal, sponsored by Councillors Coughenour and Brents, concerns the availability of mental health services. Councillor Coughenour read the resolution at the request of Councillor Ruhmkorff. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Coughenour, for adoption.

Councillor Brents stated that Governor Evan Bayh has ordered the Central State Hospital closed by June 1994. This proposal requests that adequate funding and appropriate community-based services be available to provide a full continuum of care for the Central State patients.

Councillor Williams stated that she would like to study the State plan regarding the transfer of Central State patients to community-based facilities; she suggested that Proposal No. 291, 1993 be postponed.

Councillor Coughenour said that this proposal does not contain specific recommendations, therefore she does not believe there is a need to postpone it.

Councillors McClamroch and Rhodes both voiced their opposition to postponing this proposal and stated that placement of Central State patients is the responsibility of the State, not local government.

Proposal No. 291, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:
1 NOT VOTING: Jimison
1 NOT PRESENT: Black

Proposal No. 291, 1993 was retitled SPECIAL RESOLUTION NO. 37, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 1993

A SPECIAL RESOLUTION regarding the availability of mental health services.

WHEREAS, the state of Indiana has responsibility for the care of persons with mental illness who do not have the means to care for themselves; and

WHEREAS, the Governor of the state of Indiana has directed the closure of Central State Hospital and a statewide restructuring of the mental health system; and

WHEREAS, Central State Hospital has played an important role in the Indianapolis community as the state hospital designated to care for persons with mental illness; and

WHEREAS, there is currently a need for more adequate and appropriate community-based services for persons who suffer mental illness, including inpatient and residential care; and

WHEREAS, adequate funding to develop additional community-based programs must be available to bridge the gaps left by the potential closing of Central State Hospital and/or other restructuring initiatives; and

WHEREAS, in many states many mentally ill people who were formerly in hospitals have been left to take care of themselves and have swelled the ranks of the homeless; and

WHEREAS, the Indianapolis community must have assurances if the hospital is closed that there will be adequate care for both Central State Hospital residents who will remain in the community and all persons needing community-based mental health services in the future; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council requests that if the state of Indiana seeks to close Central State Hospital and restructure its mental health system statewide, that adequate and appropriate community-based services be available to provide a full continuum of care, including adequate levels of inpatient and residential care.

SECTION 2. The Council requests that adequate state funding be allocated to fully develop and maintain such a continuum of care, and, specifically, that the dollars currently spent on care at Central State Hospital will follow each resident if the facility is closed.

SECTION 3. The Council requests that the Governor and the Indiana General Assembly enact assurances that:

(a) no Central State Hospital resident will be discharged until a system is in place with individual discharge planning and service linkages for each resident, and

(b) an adequately funded, full continuum of care will be developed in Indiana for all persons needing mental health services in the future.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 292, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 292, 1993 on May 25, 1993. The proposal amends the Code regarding the noise caused by the construction or repair of buildings. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 292, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:
6 NOT VOTING: Beadling, Brents, Gray, Ruhmkorff, Schneider, Smith
1 NOT PRESENT: Black

Proposal No. 292, 1993 was retitled GENERAL ORDINANCE NO. 73, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 1993

A GENERAL ORDINANCE amending Sec. 18-2 of the Code, regarding noise caused by the construction or repair of buildings.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 18-2 of the Code of Indianapolis and Marion County, Indiana, are hereby amended by deleting the stricken-through text and by inserting the underlined text to read as follows:

Sec. 18-2. Unlawful noises.

(a) Except as otherwise provided in this section, it shall be unlawful for any person to make, continue or cause to be made or continued any loud, unnecessary or unusual noise, or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health and peace or safety of others within the city. Accordingly, the following acts, among others, are declared to be loud, disturbing and unnecessary noises and in violation of this section, but such enumeration shall not be deemed to be exclusive:

(1) *Horns and signaling devices.* The sounding of any horn or signaling device on any automobile, motorcycle or other vehicle in any street or public place of the city, except as a danger warning; the creation by means of any such signaling device of any unreasonably loud or harsh sound; the sounding of any such device for an unnecessary and unreasonable period of time; the use of any signaling device except one operated by hand, air or electricity; the use of any horn, whistle or other device operated by engine exhaust; and the continued or repeated use of any such signaling device which traffic is for any reason held up, or in any parade, or in any group of vehicles.

(2) *Radios and Phonographs.* Playing, using or operating, or permitting to be played, used or operated, any radio or television receiving set, musical instrument, phonograph, calliope or other machine or device for producing or reproducing sound in such a manner as to disturb the peace, quiet and comfort of the neighboring inhabitants, or at any time with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated, and who are voluntary listeners thereto, except when a permit therefor for some special occasion is granted. The operation of any such set, instrument, phonograph, machine or device between the hours of 11:00 p.m. and 7:00 a.m. in such a manner as to be plainly audible at a distance of fifty (50) feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this subsection.

(3) *Loudspeakers, amplifiers for advertising.* Playing, using or operating, or permitting to be played, used or operated, any radio or television receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for producing or reproducing sound at any place upon the public streets or in any vehicle used for the transportation of persons for hire as a common carrier, for the purpose of commercial or other kind of advertising or attracting the attention of the public to any activity or building or structure, which is so used as to disturb and annoy other persons in their businesses, homes or elsewhere in their right of personal privacy and quiet.

(4) *Yelling or shouting.* Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 10:00 p.m. and 7:00 a.m., or at any time or place so as to annoy or disturb the quiet, comfort, repose of persons in any office, or in any dwelling, hotel or other type of residence, or of any person in the vicinity.

(5) *Animals or birds.* The keeping of any animal or bird which, by causing frequent or long-continued noise, shall disturb the comfort or repose of any person in the vicinity.

(6) *Steam whistles.* The blowing of any locomotive steam whistle, or steam whistle attached to any stationary boiler, or one operated by any other means, except to give notice of the time to begin or stop work, or as a warning of fire or danger, or upon request of the proper city authorities.

(7) *Exhausts.* The discharge into the open air of the exhaust of any steam engine, internal-combustion engine, or any other type of engine or power unit on a motorboat, motor vehicle, motorcycle or other vehicle or craft of any kind, except through a muffler or other device which will effectively reduce and prevent loud or explosive noises therefrom.

(8) *Defect in vehicle or load.* The use of any automobile, motorcycle or other kind of vehicle so out of repair, or so loaded, or in such manner as to create loud and unnecessary grating, grinding, rattling or other noises.

(9) *Loading, unloading, opening boxes.* The creation of a loud and excessive noise in connection with loading or unloading any vehicle, or the opening and destruction of bales, boxes, crates and containers.

(10) *Construction or repairing of buildings.* The erection, ~~excavating for~~ demolition, alteration or repair of any building, or the excavation therefor, other than between the hours of 7:00 a.m. and 6:00 p.m. on ~~weekdays~~ Monday through Saturday, except in the case of urgent necessity in the interest of public health and safety, and then only with a permit from the division of neighborhood and development services of the department of metropolitan development ~~buildings~~ which permit may be granted for a period not to exceed three (3) days while the emergency continues and which permit may be renewed for periods of three (3) days while the emergency continues. If the division of neighborhood and development services ~~buildings~~ should determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building, or the excavation therefor, or of any streets and highways, between the hours of 6:00 p.m. and 7:00 a.m., or on Sunday, and that loss or inconvenience would result to any party in interest, it may grant permission for such work to be done between the hours of 6:00 p.m. and 7:00 a.m., or on Sunday, upon application being made at the time the permit for the work is issued or during the progress of the work.

(11) *Schools, courts, churches, hospitals.* The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while it is in use, or adjacent to any hospital which unreasonably interferes with the operation thereof or which disturbs or unduly annoys patients in the hospital; provided that conspicuous signs are displayed in such streets indicating that the same has been declared and is a school, hospital or other such quiet zone.

(12) *Hawkers and peddlers.* The loud shouting and crying of peddlers, hawkers and vendors which disturb the peace and quiet of the neighborhood.

(13) *Drums.* The use of any drum, horn or other instrument or device for the purpose of attracting attention by creation of noise to any performance, exhibition, show or sale; except in a parade or place for which a permit has been granted.

(14) *Transporting metal rails, pillars and columns.* The transportation of rails, pillars or columns of iron, steel or other material over and along the streets and other public places of the city, upon carts, drays, cars, trucks or in any other manner so loaded as to cause loud noises or as to disturb the peace and quiet of such streets or other public places.

(15) *Railway cars, buses.* Causing, permitting or continuing any excessive, unnecessary and avoidable noise in the operation of a bus or railway car by reason of defective conditions therein or of its tracks.

(16) *Pile drivers, hammers.* The operation between the hours of 10:00 p.m. and 7:00 a.m. of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist or other appliance the use of which is attended by loud or unusual noise, except when being operated by a public utility in connection with emergency repairs of such utility.

(17) *Blowers.* The operation of any noise-creating blower or power fan, or any internal-combustion engine, the operation of which causes noises due to the explosion of operating gases or fluids, unless the noise from the blower or fan is muffled and the engine is equipped with a muffler device sufficient to deaden such noise.

(18) *Vendor's vehicle.* Using, operating or playing, or permitting to be used, operated or played, any bell, radio, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for producing or reproducing sound in or upon any vehicle used for the transportation and sale of any goods, wares or merchandise in or upon any of the streets or highways within the city, which sound-producing instruments are set to produce any noise, music or sound in excess of one hundred fifteen (115) decibels, measured at six (6) inches from the sound-producing amplifier of the speaker; the use and operation of any vehicle so equipped, with such sound-producing equipment in operation, between the hours of 10:00 p.m. and 10:00 a.m. of the succeeding day; or the use or operation of any sound-producing equipment in or upon any such vehicle while the vehicle is moving along or upon any street or highway; it being the intent and purpose of this subsection to permit the use of such sound-producing equipment in or upon any such vehicle only when the vehicle is parked or standing still in or upon any street or highway and during the hours provided in this subsection.

(19) *Portable radios in public conveyances.* The audible using, operating or playing, or permitting to be used, operated or played, any radio, musical instrument or electronic recording device of any kind or character whatever in any public conveyance, except taxicabs and jitneys, operating in the city; provided, however, it shall not be unlawful to listen to any such device by means of earplugs inserted in the hearer's ear and inaudible to any other person.

(b) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 293, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 293, 1993 on May 25, 1993. The proposal approves the disbursement of a portion of the Community Development Block Grant Funds. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 293, 1993, as amended, was adopted on the following roll call vote; viz:

21 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
7 NOT VOTING: Beadling, Dowden, Gilmer, Golc, Rhodes, Schneider, Short
1 NOT PRESENT: Black

Proposal No. 293, 1993, as amended, was retitled SPECIAL RESOLUTION NO. 38, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 38, 1993

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 21, 1992, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 57, 1992, 1993 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council, reads as follows:

SECTION 4.01. State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations an programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development, utilizing Community Development Grant Funds to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That portion of the Community Development Committee's Recommendations for distribution of certain Community Development Block Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

1993 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS

Community Action of Greater Indianapolis	$250,000
Projects will provide emergency repair services to approximately 40 homeowners in Marion County, and provide incremental repair assistance to homeowners in the Barrington Redevelopment Area.	
Eastside Community Investments, Inc. - Equity VI	$800,000
Project will provide 75 rental units in four areas of the City (Eastside, Fountain Square, United Northwest, and Westside), and is undertaken in conjunction with the Community Development Corporations in those areas. Investment leverages $4,891,044.	
Mapleton-Fall Creek Housing Development Corporation - Reclamation I	$299,000
Project will provide 32 rental units in the Mapleton-Fall Creek area. Investment leverages $2,388,533.	
Near North Development Corporation	$105,600
Projects will provide 8 units for first time home buyers (4 of which are new construction), and rehabilitate 7 owner occupied homes. Investment leverages more than $220,000.	
Westside Community Development Corporation	$300,000

Projects provide incremental rehabilitation assistance for homeowners, and homeownership opportunities to persons in the Stringtown, Haughville, and Hawthorne areas.

Total requested $1,754,600

PROPOSAL NO. 298, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 298, 1993 on May 26, 1993. The proposal, sponsored by Councillors SerVaas, Borst, Coughenour, Curry, Dowden, Hinkle, Jimison, Moriarty and O'Dell, creates the Court Space Reorganization Commission. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption.

Councillor Golc stated that he supports this proposal and asked that his name be added as a sponsor.

Councillor Jimison moved that the Court Space Reorganization Commission include as a member Judge Evan Goodman, Presiding Judge of the Marion County Municipal Court. She said that adding Judge Goodman as a Commission member would save a lot of time and resolve many potential differences. Councillor Williams seconded this motion.

Councillor Dowden said that he opposes this amendment because there is nothing in the proposal that would prohibit Judge Evan Goodman from being the appointee of the Circuit Court Judge.

Councillor Williams said that if the Council has learned anything from the public defender issue it is that it needs to be more inclusive rather than exclusive. She believes that adding Judge Goodman as an additional member to the Commission would be a good decision in the long run.

Councillor Jimison's motion failed by the following roll call vote; viz:

11 YEAS: Boyd, Brents, Franklin, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Short, Williams
16 NAYS: Beadling, Borst, Curry, Dowden, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
1 NOT VOTING: Coughenour
1 NOT PRESENT: Black

Councillor Borst said that he learned that there were too many judges involved with the public defender issue. It is his opinion that there should be one unified voice from the judiciary.

Councillor Jimison said that Judge Goodman represents fifteen judges and it the Municipal Courts that are going to be affected, not the circuit courts.

The President said that when proxies are named, they are not named permanently. He said he intends to nominate Councillor Golc as his proxy so he can attend a meeting and state his views. The President said that this Commission has no power; it is a study group which will recommend a plan by July 30, 1993.

Councillor Rhodes said whatever recommendation this Commission makes will cost the taxpayers. Each of the Commission members are elected by the people in Marion County;

they are not appointed. They will be answerable to the electorate. Judge Goodman is not an elected official.

Councillor Boyd asked if the person appointed by the Commission member serves at the pleasure of that appointing authority or does he/she serve until the task is completed.

Councillor Dowden said that he believes this proposal means that the persons appointed will be appointed for the duration of the Commission.

The President said that he does not believe that if a Commission member appoints someone to cover for him at one meeting that it would be permanent appointment. The President said that the persons named in the proposal as members are the ones who will ultimately have to cast a decisive vote.

Robert G. Elrod, Parliamentarian and General Counsel, said that he interprets it that either the person named in the proposal or his appointee would be a permanent person appointed to this Commission. There is nothing in the proposal that prevents the persons appointed to that Commission from sending a proxy to the meeting. Whether the Commission recognizes them as voting proxies or not, is up to the Commission.

Councillor Rhodes said he thinks the final vote has to be cast from the Commission members who are elected officials.

Proposal No. 298, 1993, as amended, was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
6 NAYS: Boyd, Gray, Jimison, Jones, Short, Williams
1 NOT PRESENT: Black

The President said that he would appreciate any Councillor who is interested in this matter to let him know so he/she can become part of his advisory group.

Proposal No. 298, 1993 was retitled COUNCIL RESOLUTION NO. 56, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 56, 1993

A COUNCIL RESOLUTION creating the Court Space Reorganization Commission.

WHEREAS, the U.S. Justice Department reports that the cost of courts has increased 58% during the past twenty years, and that spending for court legal services and prosecution has increased 152%; and

WHEREAS, the Indiana General Assembly has continuously created more Marion County courts, more people are getting divorces and suing, drug-related criminal activity has increased dramatically during the past two decades, each session of Congress and the General Assembly adds more crimes into the lawbooks, enforcement effectiveness has steadily increased, and whole new legal subjects have come into existence such as environmental crimes; and

WHEREAS, in 1987, a City-County Building space study was conducted which recommended that either a new Indianapolis Police Department building be built and the courts expand into the east wing of the City-County Building, or that a new courts building be constructed; and

WHEREAS, in 1990, a new space study was conducted which recommended a new $83 million courts building, or the least expensive option for the growing courts would be to remodel an existing, downtown building for a cost of $57 million; and

WHEREAS, today the courtrooms and affiliated agencies are scattered throughout the City-County Building, the Indianapolis Police Department has been decentralized, and the judges are requesting more court security; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Under the current circumstances, the prudent and cost-effective action is to expand and consolidate most of the courts into the east and west wings of the City-County Building, then secure those areas with appropriate modern security devices and utilize in the most cooperative and efficient manner the court bailiffs, Sheriff deputies and Building Authority police.

SECTION 2. Special accommodation should be made for the existing Mayor's Action Center and the Ordinance Violations Bureau, and to some possible relocating of the remaining offices now in the east wing.

SECTION 3. There is hereby created the Court Space Reorganization Commission to study, develop and recommend implementation of this courts space and building security plan.

SECTION 4. Such commission shall be comprised of the following members:

(a) one member of the Marion County Board of Commissioners, or their appointee, who shall serve as chairman,
(b) the Mayor of Indianapolis or the mayor's appointee,
(c) the Judge of the Circuit Court, or such judge's appointee,
(d) the Marion County Sheriff or the sheriff's appointee,
(e) the City-County Council President or the president's appointee.

The general manager of the Indianapolis-Marion County Building Authority shall serve as a non-voting technical advisor to the commission.

SECTION 5. All commission meetings shall be open to the public, and the commission shall prepare a written plan of action by July 30, 1993.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 299, 1993. The proposal, sponsored by Councillor Curry, amends the Code concerning the powers and duties of the Metropolitan Emergency Communications Agency and its Board. Councillor Dowden asked for consent to return Proposal No. 299, 1993 to Committee. Consent was given.

SPECIAL SERVICE DISTRICT COUNCILS

The President convened the Police Special Service District Council.

A. POLICE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 272, 1993. The proposal appropriates $970,000 for the Department of Public Safety, Police Division, for construction of an annex to the North District IPD headquarters and for construction of a new South District IPD headquarters. Councillor Dowden asked for consent to postpone Proposal No. 272, 1993 until June 21, 1993. Consent was given.

The President convened the Fire Special Service District Council.

B. FIRE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 273, 1993. The proposal appropriates $3,287,500 for the Department of Public Safety, Fire Division, to replace: (1) Fire Station Nos. 18 and 28, (2) the heat, ventilation and air conditioning system at IFD headquarters on New Jersey Street, and (3) the ventilation systems at various fire stations. Councillor Dowden asked for consent to postpone Proposal No. 273, 1993 until June 21, 1993. Consent was given.

The President reconvened the City-County Council.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that Councillor Dowden has asked that Proposal No. 654, 1992 be stricken.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 7th day of June, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, JUNE 21, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, June 21, 1993, with Councillor SerVaas presiding.

Councillor Coughenour introduced Dr. Frank Kik, Minister of the Tabernacle Presbyterian Church, who led the opening prayer. Councillor Coughenour invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
2 ABSENT: Black, Williams

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Franklin introduced his mother, Doris Franklin. Councillor Beadling introduced Charles Creasy, President of the Vietnam Veterans of America, Chapter 295, and Sammy Davis, Congressional Medal of Honor. This local chapter played a major role in bringing to Indianapolis the Vietnam Moving Wall.

Councillor Short acknowledged his friend Pat Downey. Councillor Gilmer recognized Kenneth Craig, retired Citizens Gas employee.

Councillor Mullin requested a moment of silence for James Wells, former Marion County Sheriff, who recently passed away.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 21, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

June 7, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, June 10, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 322 and 326, 1993, to be held on Monday, June 21, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

June 7, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be advertised in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, June 10, and Thursday, June 17, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposals for Indianapolis and Marion County Cumulative Capital Development Funds, to be held on Monday, June 21, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 40, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Fifteen Million Five Hundred Thousand Three Hundred Seventy-eight Dollars ($15,500,378) in the Redevelopment General Fund for the purposes of the Department of Metropolitan Development, Neighborhood & Development Services Division and reducing certain other appropriations from the Metropolitan Development General Fund.

FISCAL ORDINANCE NO. 41, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Thousand Eight Hundred Forty Dollars ($1,840) in the Drug Free Community Fund for purposes of the County Commissioners and reducing the unappropriated and unencumbered balance in the Drug Free Community Fund.

FISCAL ORDINANCE NO. 44, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Forty Thousand Six Hundred Sixty-five Dollars ($140,665) in the Home Detention User Fee Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

FISCAL ORDINANCE NO. 45, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seven Hundred Forty-six Thousand Three Hundred Eighty-five Dollars ($746,385) in the Federal Grants Fund for the purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 46, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Eleven Thousand Two Hundred Ten Dollars ($11,210) in the Property Reassessment Fund for the purposes of the Washington Township Assessor and reducing other appropriations for that office.

SPECIAL RESOLUTION NO. 33, 1993, recognizing retired teacher Mimis Antonopoulos.

SPECIAL RESOLUTION NO. 34, 1993, recognizing retired teachers Larry and Carol Highbaugh.

SPECIAL RESOLUTION NO. 36, 1993, amending Special Resolution No. 72, 1990, as amended, by extending the expiration date on Inducement Resolution for Homeward Partners, Inc. through December 31, 1993.

SPECIAL RESOLUTION NO. 35, 1993, amending the City-County Special Resolution No. 84, 1990, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 37, 1993, regarding the availability of mental health services.

SPECIAL RESOLUTION NO. 38, 1993, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

SPECIAL ORDINANCE NO. 7, 1993, approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (MMM-Invest, Inc. Project) in an aggregate principal amount not to exceed $2,145,000.

GENERAL ORDINANCE NO. 70, 1993, amending the Code concerning air pollution control.

GENERAL ORDINANCE NO. 71, 1993, amending the Code by adding a new Section 23-13 concerning an early retirement benefit program.

GENERAL ORDINANCE NO. 72, 1993, establishing procedures for accounting and appropriations of revenues from the law enforcement education program fee.

GENERAL ORDINANCE NO. 73, 1993, amending the Code regarding the noise caused by the construction or repair of buildings.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of June 7, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 361, 1993. This proposal, sponsored by Councillor Franklin, recognizes IPS School 11 principal Mamie R. Thompson. Councillor Franklin read the resolution and presented a copy of the document to Ms. Thompson, who expressed appreciation for the recognition. Councillor Franklin moved, seconded by Councillor Boyd, for adoption. Proposal No. 361, 1993 was adopted by unanimous voice vote.

Proposal No. 361, 1993 was retitled SPECIAL RESOLUTION NO. 39, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 1993

A SPECIAL RESOLUTION recognizing IPS School 11 principal Mamie R. Thompson.

WHEREAS, Mamie R. Thompson is the outstanding principal of Indianapolis Public School's Edgar H. Evans School 11 on East 42nd Street; and

WHEREAS, Ms. Thompson earned her B.A. Degree at Anderson University and her M.A. at Ball State University, was an elementary school teacher in Anderson and at Washington Township, was an assistant principal in Washington Township and Perry Township, and has been an elementary school principal in Indianapolis Public Schools since 1987; and

WHEREAS, she is the only principal in the state of Indiana to receive the National Principal's Leadership Academy Award from the University of Delaware, which she was awarded in March, 1993; and

WHEREAS, at School 11, she reaches out into the community to get parents involved, and has opened a parent resource center room and learning stations for adult volunteers to tutor the children; and

WHEREAS, she has created numerous projects to build school pride and student self-esteem; business people network with School 11 to serve as positive role models; local businesses and organizations such as Community Leaders Allied for Superior Schools, Society of Retired Executives, Indianapolis Tuskegee Airmen, Inc., Northeast Sertoma Club, American Cablevision, National Association of Blacks in Criminal Justice, the Fall Creek Neighborhood Association, the Glick Foundation and the Teachers Credit Union have been organized to help build a positive school climate at School 11; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends the students, staff, active parents, supporting businesses and clubs, and all others who, under the leadership of principal Mamie R. Thompson, make Edgar H. Evans School 11 an outstanding example of enthusiasm and dedication to generate a positive educational experience.

SECTION 2. It is this day-to-day interaction of motivated quality teachers--fed by the passion and skill of principal Thompson--where meaningful education occurs.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 362, 1993. This proposal, sponsored by Councillor Smith, recognizes heroine Sue Catron. Councillor Smith read the resolution and presented a copy of the document to Ms. Catron, who expressed appreciation for the recognition. Councillor Smith moved, seconded by Councillor West, for adoption. Proposal No. 362, 1993 was adopted by unanimous voice vote.

Proposal No. 362, 1993 was retitled SPECIAL RESOLUTION NO. 40, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 1993

A SPECIAL RESOLUTION recognizing heroine Sue Catron.

WHEREAS, Wednesday, May 26, 1993, dawned as another ordinary workday for thousands of citizens on the streets of Indianapolis driving to the offices and plants for another day's work; and

WHEREAS, among those commuters was Sue Catron who was heading to her job in the Marion County Auditor's Office at the downtown City-County Building; and

WHEREAS, near White River Parkway and Michigan Street Sue just happened to be the first car at the scene of a wreck involving a van carrying seven developmentally disabled people on their way to work at the Goodwill and Noble Industries sheltered workshops; and

WHEREAS, the car that hit the van load of passengers burst into flames creating a life-threatening condition for those seven persons in the van; and

WHEREAS, displaying outstanding presence of mind, and disregarding her own personal safety, Sue Catron quickly pulled all of the passengers out of the endangered van and stayed at the accident scene until the emergency equipment and public safety officers arrived; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Sue Catron for her resourcefulness and exemplary courage in rescuing seven people from a wrecked fire-endangered van on May 26, 1993.

SECTION 2. That morning, she was a valuable "public servant" in more ways than one.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 363, 1993. This proposal, sponsored by Councillor Jimison, congratulates Make-A-Wish Foundation during their Tenth Anniversary in Indiana. Councillor Jimison read the resolution and presented a copy of the document to the Foundation's representatives who were present. Councillor Jimison moved, seconded by Councillor West, for adoption. Proposal No. 363, 1993 was adopted by unanimous voice vote.

Proposal No. 363, 1993 was retitled SPECIAL RESOLUTION NO. 41, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 41, 1993

A SPECIAL RESOLUTION congratulating Make-A-Wish Foundation during their Tenth Anniversary in Indiana.

WHEREAS, Make-A-Wish Foundation grants wishes to children who suffer from terminal illnesses and medical conditions which have a high probability that the child will not survive beyond his or her eighteenth birthday; and

WHEREAS, the organization was founded in 1980 in Arizona when some Good Samaritans helped a very ill seven-year-old boy become a state trooper for a day; and

WHEREAS, the affiliated not-for-profit Make-A-Wish Foundation of Indiana was organized in 1983, and during its first ten years has been able to fund wishes for over 200 children; and

WHEREAS, wishes by the children include Disney World, celebrity visits, computers, pizza parties, a special horseback riding camp in Ireland for a 15-year-old horse lover, and many other dreams fulfilled; and

WHEREAS, God lights up a special star in the Heavens for each volunteer and donor who brings a few hours of happiness and smiles to these children in extraordinary need; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council does hereby recognize the exemplary work of the Make-A-Wish Foundation of Indiana, and join in the celebration of the tenth anniversary of its work in creating moments of joy for children who have limited futures.

SECTION 2. May the people of this community more fully appreciate and support the quiet but noble work of Make-A-Wish Foundation.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 302, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 302, 1993 on June 15, 1993. This proposal reappoints Fred G. Johnson, Jr. to the Board of Ethics. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry stated that he must abstain due to the appearance of a conflict of interest. Councillor Beadling moved, seconded by Councillor West, for adoption. Proposal No. 302, 1993 was adopted by a majority voice vote.

Proposal No. 302, 1993 was retitled COUNCIL RESOLUTION NO. 57, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 57, 1993

A COUNCIL RESOLUTION reappointing Fred G. Johnston, Jr. to the Board of Ethics.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Ethics, the Council appoints:

Fred G. Johnston, Jr.

SECTION 2. The appointment made by this resolution is for a term ending April 13, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 303, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 303, 1993 on June 15, 1993. This proposal reappoints Judy Seubert to the Board of Ethics. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Gilmer, for adoption. Proposal No. 303, 1993 was adopted by unanimous voice vote.

Proposal No. 303, 1993 was retitled COUNCIL RESOLUTION NO. 58, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 58, 1993

A COUNCIL RESOLUTION reappointing Judy Seubert to the Board of Ethics.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Ethics, the Council appoints:

Judy Seubert

SECTION 2. The appointment made by this resolution is for a term ending April 13, 1995. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 348, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $3,173,913 for the Department of Metropolitan Development, Community Development Administration, for the 1993 Community Development Block Grant Program"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 349, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the disbursement of $50,000 of Community Development Block Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 350, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Diana Wilson Hall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 351, 1993. Introduced by Councillor Mullin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION urging the adoption of Daylight Saving Time"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 352, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Susan Brooks to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 353, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by revising the manner in which franchise fees are established for the towing of vehicles"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 354, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing an Office of the Court Administrator for the Superior and Circuit Courts of Marion County"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 355, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $65,635 for the Office of the Court Administrator to cover operating costs for the balance of 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 356, 1993. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $50,000 for the Presiding Judge of the Municipal Court to fund the first year of a three-year program to study the effectiveness of the different types of alcohol treatment programs now being used by the Municipal Court Probation Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 357, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $72,990 for Community Corrections to continue an Intensive Probation Services Program for juveniles for fiscal year 1993-1994 funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 358, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriates funds from Enhanced 9-1-1 fees for public safety answering services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 359, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Old Stone Drive and Promontory Road (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 360, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing 90 degree parking on Chateau Court (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 364, 1993. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at Arlington Avenue and Thompson Road (District 23)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 365-371, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 18, 1993".

Councillor Coughenour moved that Proposal No. 365, 1993 be scheduled for a public hearing:

Mr. President:

I move that Proposal No. 365, 1993 (Rezoning Case No. 93-Z-54) be scheduled for a hearing before this Council at its next regular meeting on July 12, 1993 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/ Beulah Coughenour, Councillor

The President asked for consent to withdraw the proposal for public hearing. Consent was given. Proposal No. 365, 1993 is identified as follows:

93-Z-54 PERRY TOWNSHIP. COUNCILMANIC DISTRICT #24.
8829 and 8835 MADISON AVENUE (approximate address), INDIANAPOLIS.
MARY K. HAWKINS and PRICE L. HAWKINS, JR., by Michael J. Kias, requests the rezoning of I.677 acres, being in the D-A District, to the C-1 classification to provide for commercial uses.

The Council did not schedule Proposal Nos. 366-371, 1993 for hearing pursuant to IC 36-7-4-608.

Councillor Rhodes stated that Proposal No. 370, 1993 needed to be technically corrected to read Councilmanic District No. 19, not Councilmanic District No. 7.

Proposal Nos. 366-371, 1993 were retitled REZONING ORDINANCE NOS. 78-83, 1993 and are identified as follows:

REZONING ORDINANCE NO. 78, 1993. 93-Z-60 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #09.
3120 NORTH MERIDIAN STREET (approximate address), INDIANAPOLIS.
THE SALVATION ARMY AN ILLINOIS CORPORATION, by Stephen Backer, request the rezoning of I.4 acres, being in the D-9 District, to the SU-7 classification to provide for the Salvation Army.

REZONING ORDINANCE NO. 79, 1993. 93-Z-6I CENTER TOWNSHIP.
COUNCILMANIC DISTRICTS #09.
3051-3131 NORTH ILLINOIS STREET, 3130 NORTH MERIDIAN STREET, I20 WEST 30TH STREET, 3009-3043 NORTH KENWOOD AVENUE (approximate addresses), INDIANAPOLIS.
CHILDRENS MUSEUM, by Duane O'Neal, requests the rezoning of 5.0 acres, being in the C-4, D-9 and D-8 Districts, to the C-S classification to provide for museum parking.

REZONING ORDINANCE NO. 80, 1993. 93-Z-63 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #25.
51 WEST RAYMOND STREET (approximate address), INDIANAPOLIS.
CITIZENS GAS AND COKE UTILITY CO. requests the rezoning of 0.23 acres, being in the I-2-S District, to the C-7 classification to provide for a natural gas vehicle refueling station for both private and public use.

REZONING ORDINANCE NO. 8I, 1993. 93-Z-64 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT #I8.
6819 WEST 21st STREET (approximate address), INDIANAPOLIS.
RICHARD N. CHAMBERS and ETHYL L. CHAMBERS requests the rezoning of 5.689 acres, being in the D-A District, to the D-4 classification to provide for the development of a single-family residential subdivision.

REZONING ORDINANCE NO. 82, 1993. 93-Z-66 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT #19.
6279 RALSTON ROAD (approximate address), INDIANAPOLIS.
DARRELL P. HENLEY requests the rezoning of 4.0 acres, being in the D-A District, to the D-S classification to provide for residential development.

REZONING ORDINANCE NO. 83, 1993. 93-Z-73 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #20.
8055 U.S.31 SOUTH (approximate address), INDIANAPOLIS.
DENNIS J. BECK and PHYLLISS R. BECK, by Michael J. Kias, requests the rezoning of 3.10 acres, being in the C-4 District, to the C-5 classification to provide for commercial use and development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 113 and 114, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal Nos. 113 and 114, 1993 on May 18, 1993. These proposals reestablish the Indianapolis and Marion County Cumulative Capital Development Funds for the years 1994, 1995 and 1996. The Council adopted and retitled these proposals as Special Ordinance Nos. 5 and 6, 1993 on May 24, 1993.

The President stated that a public hearing is required on these ordinances before submission to the State Board of Tax Commissioners. The President called for public testimony at 7:57 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Coughenour, that the ordinances be submitted to the State Board of Tax Commissioners. This motion passed by the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Franklin, Hinkle, Moriarty
2 NOT PRESENT: Black, Williams

PROPOSAL NO. 108, 1993. The proposal appropriates $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until July 12, 1993. Consent was given.

PROPOSAL NO. 322, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 322, 1993 on June 9, 1993. The proposal appropriates $135,000 for the Metropolitan Emergency Communications Agency to acquire and install TDD (Telecommunication Devices for the Deaf) equipment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:59 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 322, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:
1 NOT VOTING: Moriarty
2 NOT PRESENT: Black, Williams

Proposal No. 322, 1993 was retitled FISCAL ORDINANCE NO. 47, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 47, 1993

A FISCAL ORDINANCE amending the 1993 annual budget of the Metropolitan Emergency Communications Agency (MECA) for the City of Indianapolis, Indiana (City-County Fiscal Ordinance No. 59, 1992), by appropriating One-Hundred and Thirty-Five Thousand Dollars ($135,000) in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1) for purposes of MECA, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1).

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for acquisition of capital equipment, the necessity of which has arisen since the adoption of the annual budget, Section 1 of the MECA budget for 1993 be and is hereby amended by the increase hereinafter stated for purposes of MECA for the acquisition and installation of TDD (Telecommunication Devises for the Deaf) equipment.

SECTION 2. The sum of One-Hundred and Thirty-Five Thousand Dollars ($135,000) be and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
4. Capital Outlay	$135,000
TOTAL INCREASE	$135,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
Unappropriated and Unencumbered Metropolitan Emergency Communications Agency Fund	$135,000
TOTAL REDUCTION	$135,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 364-3-4-14.

PROPOSAL NO. 326, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 326, 1993 on June 9, 1993. The proposal appropriates $42,000 for Community Corrections to pay the salary of the executive director of Project Courage funded by a state grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:01 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 326, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West

1 NAY: Schneider
2 NOT PRESENT: Black, Williams

Proposal No. 326, 1993 was retitled FISCAL ORDINANCE NO. 48, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 48, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Forty-two Thousand Dollars ($42,000) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (aa) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to hire an executive director to manage Project Courage for FY93-94.

SECTION 2. The sum of Forty-two Thousand Dollars ($42,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$35,000
COUNTY AUDITOR	
1. Personal Services (fringes)	7,000
TOTAL INCREASE	$42,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$42,000
TOTAL REDUCTION	$42,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 246, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 246, 1993 on June 15, 1993. The proposal, sponsored by Councillors Curry and Boyd, reviews the Department of Utilities of the City of Indianapolis. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Boyd stated that he believes little would be gained if the Council pursued this matter. He suggested that Citizens Coke and Gas Utility initiate its own internal review and assess its unique role and its responsibilities to the citizens of Indianapolis.

Councillor Curry moved, seconded by Councillor Boyd, to strike. Proposal No. 246, 1993 was stricken by a unanimous voice vote.

PROPOSAL NO. 299, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 299, 1993 on June 9, 1993. The proposal amends the Code concerning the powers and duties of the Metropolitan Emergency Communications Agency (MECA) and its Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor West voiced his concern that State legislation is required before the Council can assign the Marion County Auditor fiscal responsibility of MECA and its Board. Councillor Borst said that an inter-local agreement should be sufficient until next year when the legislature can affirm this issue.

Councillor Curry moved, seconded by Councillor Dowden, for adoption. Proposal No. 299, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Schneider, Shambaugh, Short, Smith
1 NAYS: West
2 NOT PRESENT: Black, Williams

Proposal No. 299, 1993 was retitled GENERAL ORDINANCE NO. 74, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by amending Article I of Chapter 10.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article I, Chapter 10 of the Code of Indianapolis and Marion County is hereby amended by inserting the words underlined and deleting the words stricken through as follows:

ARTICLE I. METROPOLITAN EMERGENCY
COMMUNICATIONS AGENCY BOARD

Sec. 10-1. Definition.

(a) As used in this chapter, "district" shall mean the public safety communications and computer facilities district established under IC 36-~~08~~-15-~~67~~.

(b) As used in this chapter, "public safety communications system" shall have the definition set forth in IC 36-8-15-3.

(c) As used in this chapter, "computer facilities" shall mean computer hardware and computer software, and all related equipment, apparatus, devices, and instrumentalities necessary for the proper operation of the public safety communications system.

Sec. 10-2. Board established.

(a) There is established, pursuant to IC 36-3-4-23 and IC 36-8-15-2, a "metropolitan emergency communications agency Board." The Board shall consist of the following members:

(1) The mayor of the City of Indianapolis and chief executive of Marion County;

(2) The county sheriff; and

(3) The executive director of the Health and Hospital Corporation of Marion County;

who shall serve by virtue of their offices; and

(4) The chief executive of an excluded city or town, who shall be elected by a majority vote at a meeting of the mayors of Lawrence, Beech Grove, and Southport and the president of the ~~Board of Trustees~~ Town Council of the Town of Speedway; and

(5) A township trustee, who shall be elected by a majority vote of all of the trustees of all townships located in Marion County.

Persons elected pursuant to (4) and (5) shall be elected to one-year terms and may be elected for successive terms. A member shall serve until his successor is elected and qualified.

(b) A majority of the members of the Board constitutes a quorum for a meeting with formal notice. The Board may act officially by an affirmative vote of the majority of those present at the meeting.

(c) Members ~~must vote in person and~~ may ~~not~~ act by proxy. Proxies shall be designated in writing delivered to the chairman and secretary of the Board at the first meeting of each year, and such designations shall remain in effect through December 31 of the year in which they are made. The secretary of the Board shall maintain a list of proxies. Board members and their proxies shall serve without compensation.

Sec. 10-3. Meetings and organization.

(a) The Board shall, at its first meeting, establish a meeting schedule and elect from its members a chairman. The chairman may designate one of the Board members to serve as its secretary.

(b) The Board may meet at such other times as may be needed in special session at the call of the chairman. All meetings shall be open to the public in accordance with IC 5-14-1.5. Board members may confer in executive sessions pursuant to IC 5-14-1.5.

Sec. 10-4. Powers and duties of Board.

The Board shall also be charged with the following duties and responsibilities:

(a) To have ~~The Board~~, in accordance with IC 36-8-15, ~~shall have~~ the authority to finance, purchase, contract for, acquire, lease, construct, equip, erect, upgrade, install and maintain public safety communications and computer facilities for the public safety agencies within the district which are subject to budget review by the city-county council;

(b) ~~The Board may~~ To enter into interlocal cooperation agreements with other political subdivisions for the financing, purchase, acquisition, lease, construction, equipping, erection, upgrade and installation of public safety communications and computer facilities for public safety agencies within the district which are not subject to budget review by the city-county council;

(c) ~~The Board shall~~ To coordinate all activities necessary to ensure compatibility of all public safety and public service communications and computer systems within the district;

(d) To review and approve all budgets, contracts and expenditures for services, equipment purchases, rents or leases, consultants, management or technical personnel;

(e) To contract for technical and specialized assistance in administering its duties;

(f) To develop, maintain, and distribute job descriptions and salary levels consistent with the standards established by the Marion County Job Classification and Compensation Board;

(g) To hire a director for the Metropolitan Emergency Communications Agency who shall have such duties as provided herein, and who shall serve at the pleasure of the Board;

(h) To hire personnel, who serve at the director's pleasure according to law, to carry out its duties;

(i) To delegate any functions to the director, subject to review by the Board;

(j) To promulgate rules and regulations for the efficient administration of its policies and procedures;

(k) To exercise such other powers and perform such other duties as are granted to the city and the county under IC 36-8-15 with respect to the implementation, financing, operation, and maintenance of the public safety communications system and computer facilities for the public safety and public service agencies within the district, provided, however, no power or duty herein prescribed shall in any way be permitted to derogate the powers, duties, or responsibilities of any elected officials;

(~~d~~l) To have ~~The Board~~, in accordance with IC 36-8-16, ~~shall have~~ the following powers with respect to an enhanced emergency telephone system:

(1) To lease, purchase, or maintain enhanced emergency telephone equipment;

(2) To negotiate and enter into contracts with a service supplier for the provision of enhanced emergency telephone system services;

(3) To authorize the issuance of bonds or other obligations to purchase, or to pay any lease rentals for the lease of, an enhanced emergency telephone system;

(4) To negotiate and enter into leases, contracts or other obligations to provide funds for the making of payments required under contracts entered into with service providers for the provision of enhanced emergency telephone system services;

(5) To pledge money in the emergency telephone system fund established pursuant to IC 36-8-16 for the purposes permitted by 36-8-16;

(6) To perform the obligations and exercise the rights of the City of Indianapolis and Marion County, Indiana, under a certain Enhanced 9-1-1 Service Agreement between the City of Indianapolis/Marion County, Indiana, and Indiana Bell Telephone Company, dated August 25, 1988, and amended on December 20, 1988, which agreement is hereby ratified by the council;

(7) To perform the obligations and exercise the rights of the City of Indianapolis and Marion County, Indiana, under a certain Service Lease Agreement between the City of Indianapolis and Marion County, Indiana, dated April 14, 1989 and Ameritech Credit Corporation; and

(8) To exercise such other powers and perform such other duties as are granted to the city and the county under IC 36-8-16 with respect to the implementation, financing, operation and maintenance of an enhanced 9-1-1 emergency telephone system, except as such powers and duties may be delegated by statute to other officers or agencies;

provided that no contract or lease entered into after the effective date of this section which obligates the city or county to make annual contractual or lease payments in excess of one hundred thousand dollars ($100,000.00) and no bond or other obligation issued after the effective date of this section to finance the purchase or lease of enhanced emergency telephone equipment or the making of payments to a service provider under a contract for enhanced emergency telephone service shall be valid unless the council has first approved such contract, lease, bond or other obligation.

Sec. 10-5. Annual Budget.

The Board shall prepare budget estimates and submit them to the ~~controller~~ county fiscal officer in accordance with IC 36-3-6. In preparing its estimates, the Board shall also recommend the amount, if any, of local option income tax revenues which should be appropriated pursuant to IC 36-8-15-19(b).

Sec. 10-6. Metropolitan Emergency Communications Agency.

There is created the Metropolitan Emergency Communications Agency (MECA) which shall be under the policy supervision of the Metropolitan Emergency Communications Agency Board through the director. MECA shall be responsible for operating a public safety communications system and computer facilities for all participating public safety and public service agencies in the district. The Board shall approve the organization of MECA along such lines as are consistent with principles of good management and the provisions of this article.

Sec. 10-7. Director-Qualifications; responsibilities generally.

The director shall have such qualifications and experiences as set by the Board. The director shall be the senior administrator of the Metropolitan Emergency Communications Agency (MECA) and shall act as administrative advisor and provide staff support for the Board in its deliberations. The director shall have the authority and responsibility to act for the Board in its name on a daily operational basis when the Board is not in session, but all such action shall be subject to the review and ratification of the Board.

Sec. 10-8. Same-Powers and duties.

The director shall have the following additional specific duties:

(a) To review MECA activities and operations, and make recommendations on same to the Board; and to oversee the management activities which are subject to this article;

(b) To receive and review with comment and recommendation all reports, requests, and documents for the Board;

(c) At the direction of the Board, to communicate for and on behalf of the Board with the participating agencies, other governmental units, and the private sector when the Board is not in session;

(d) To prepare budget proposals for MECA and to assist the Board in review and evaluation of the budget proposals;

(e) To review all contracts and expenditures for MECA, and submit same with comment and recommendations to the Board for action;

(f) To implement all administrative rules and regulations promulgated by the Board;

(g) To coordinate and supervise personnel, who serve at the director's pleasure according to law, to carry out the Board's duties; and

(h) To coordinate with participating governments and agencies all activities necessary to insure compatibility of the public safety communications systems and computer facilities.

Sec. 10-9. Duties of Director with respect to agency.

MECA shall be managed and supervised by the director. The director shall be responsible for the planning, organization and management of MECA within the organization plans and policies developed and approved by the Board.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 317, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 317, 1993 on June 14, 1993. The proposal approves a public purpose grant in the amount of $75,000 to Indiana University-Purdue University at Indianapolis for the purpose of financing educational access cable television programming. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 317, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Schneider, Shambaugh, Short, Smith, West
0 NAYS:
2 NOT VOTING: Brents, Franklin
2 NOT PRESENT: Black, Williams

Proposal No. 317, 1993 was retitled SPECIAL RESOLUTION NO. 42, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 1993

A SPECIAL RESOLUTION approving a public purpose grant to Indiana University-Purdue University at Indianapolis in the amount of $75,000 for the purpose of financing educational access cable television programming.

WHEREAS, the City-County Council for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of $75,000 to Indiana University-Purdue University at Indianapolis for the purpose of financing education access programming over the educational access channels of the two franchised cable television systems within Marion County (the Grant); and

WHEREAS, Section 4.01(C) of City-County Fiscal Ordinance No. 57, 1992, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The Grant in the amount of $75,000 to Indiana University-Purdue University at Indianapolis is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 321, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 321, 1993 on June 8, 1933. The proposal approves the disbursement of $878,000 of Community Development Block Grant Funds. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst recognized Mark Rushmore, President, Riley Area Neighborhood Association, who stated that the Association is in favor of this proposal.

Councillor Borst moved, seconded by Councillor Beadling, for adoption. Proposal No. 321, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Brents, Moriarty, Schneider
2 NOT PRESENT: Black, Williams

Proposal No. 321, 1993 was retitled SPECIAL RESOLUTION NO. 43, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 1993

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 21, 1992, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 57, 1992, 1993 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council, reads as follows:

SECTION 4.01. State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development, utilizing a portion of the Community Development Grant Funds, to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That portion of the Community Development Committee's Recommendations for distribution of certain Community development Block Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

1993 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS

Catholic Social Services/Holy Family Shelter $39,000

Project will rehabilitate kitchen and baths at homeless shelter to provide for ADA, fire, and safety requirements. Investment leverages $50,000.

Concord Community Development Corporation $100,000

Project will construct 3 homes (2 in conjunction with Habitat for Humanity) for sale to low/moderate income persons and provide rehabilitation assistance to 6 area home owners. Investment leverages $162,017.

Dayspring Center $39,000

Projects will provide rehabilitation assistance to homeless shelter, provide partial funding for contractual position for counselling and assistance with utility and rent deposits for formerly homeless persons. Investment leverages $82,000.

Fountain Square/Fletcher Place Investment Corporation - Fountain Block Building	$335,000
Project will provide 23 rental units and space for a branch library. Investment leverages $1,943,188.	
Historic Landmarks Foundation of Indianapolis - Christian Place Project	$190,000
Project will provide 28 rental units in 900 block of Alabama Street. Investment leverages $2,024,434.	
Near North Development Corporation - Kenwood Doubles Project	$110,000
Project will provide 11 rental units on scattered sites. Investment leverages $769,784.	
St. Jo Flats Associates, L.P.	$65,000
Project will provide 8 rental units on St. Joseph Street, between Delaware and Pennsylvania Streets. Investment leverages $603,500.	
Total requested	$878,000

PROPOSAL NOS. 323 and 324, 1993. The President ruled that both of these proposals would be voted on together. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 323 and 324, 1993 on June 9, 1933. PROPOSAL NO. 323, 1993 transfers and appropriates $10,000 for the Superior Court, Juvenile Division/Detention Center, to cover the costs for a new roof, gutters and downspouts. PROPOSAL NO. 324, 1993 transfers and appropriates $10,000 for the Superior Court, Juvenile Division/Detention Center, to repair the boiler and to cover other renovation costs. By a 7-0 vote, the Committee reported Proposal Nos. 323 and 324, 1993 to the Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal Nos. 323 and 324, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Schneider, Shambaugh, Short, Smith, West
0 NAYS:
1 NOT VOTING: Brents
2 NOT PRESENT: Black, Williams

Proposal No. 323, 1993 was retitled FISCAL ORDINANCE NO. 49, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 49, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Ten Thousand Dollars ($10,000) in the County General Fund for purposes of the Superior Court, Juvenile Division/Detention Center and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (kk) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division/Detention Center to transfer funds to pay for a new roof, gutters and downspouts.

SECTION 2. The sum of Ten Thousand Dollars ($10,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, JUVENILE DIVISION DETENTION CENTER	COUNTY GENERAL FUND
4. Capital Outlay	$10,000
TOTAL INCREASE	$10,000

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, JUVENILE DIVISION DETENTION CENTER	COUNTY GENERAL FUND
2. Supplies	$ 7,000
3. Other Services and Charges	3,000
TOTAL REDUCTION	$10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 324, 1993 was retitled FISCAL ORDINANCE NO. 50, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 50, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Ten Thousand Dollars ($10,000) in the Juvenile Probations Fees Fund for purposes of the Superior Court, Juvenile Division/Detention Center and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (kk) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court Juvenile Division/Detention Center to transfer money to pay for unanticipated renovation costs.

SECTION 2. The sum of Ten Thousand Dollars ($10,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT JUVENILE DIVISION DETENTION CENTER	JUVENILE PROBATION FEES FUND
3. Other Services and Charges	$10,000
TOTAL INCREASE	$10,000

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT JUVENILE DIVISION DETENTION CENTER	JUVENILE PROBATION FEES FUND
2. Supplies	$ 5,000
4. Capital Outlay	5,000
TOTAL REDUCTION	$10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 325, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 325, 1993 on June 9, 1993. This proposal,

sponsored by Councillor Golc, transfers and appropriates $1,500 for the Marion County Drug Court to purchase flags and additional supplies. By a 6-0 vote, the Committee reported Proposal No. 325, 1993 to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Golc, for adoption. Proposal No. 325, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, West
4 NAYS: Borst, Hinkle, Schneider, Shambaugh
1 NOT VOTING: Gray
2 NOT PRESENT: Black, Williams

Proposal No. 325, 1993 was retitled FISCAL ORDINANCE NO. 51, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Thousand Five Hundred Dollars ($1,500) in the County General Fund for purposes of the Marion County Drug Court and reducing certain other appropriations for that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (zz) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Drug Court to pay for flags and buy additional supplies for the balance of this year.

SECTION 2. The sum of One Thousand Five Hundred Dollars ($1,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY DRUG COURT	COUNTY GENERAL FUND
2. Supplies	$1,500
TOTAL INCREASE	$1,500

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY DRUG COURT	COUNTY GENERAL FUND
4. Capital Outlay	$1,500
TOTAL REDUCTION	$1,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL SERVICE DISTRICT COUNCILS

The President convened the Police Special Service District Council.

A. POLICE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 272, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 272, 1993 on June 9, 1993. The proposal appropriates $970,000 for the Department of Public Safety, Police Division, for construction

of an annex to the North District IPD headquarters and for construction of a new South District IPD headquarters. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption.

Councillor Ruhmkorff stated that she is informed that there is inadequate parking at the facilities. Michael Beaver, Director, Department of Public Safety, responded that the annex will be a second story to North District IPD headquarters and will not take away from the present number of spaces. The new South District facility will provide additional parking spaces.

Proposal No 272, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Schneider, Short, Smith, West
0 NAYS:
1 NOT VOTING: Shambaugh
2 NOT PRESENT: Black, Williams

Proposal No. 272, 1993 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1993 and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. I, 1993

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1993 (Police Special Service District Fiscal Ordinance No. 1, 1992) appropriating an additional Nine Hundred Seventy Thousand Dollars ($970,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for the Department of Transportation and the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I of the Police Special Service District Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division to appropriate 1993 monies: 1) $120,000 to design and build an annex to the North District Indianapolis Police District headquarters. 2) $850,000 to acquire land, design and build a south district IPD headquarters. The balance of monies required for these projects will be expended from the fiscal year 1994.

SECTION 2. The sum of Nine Hundred Seventy Thousand Dollars ($970,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the account and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY	CITY CUMULATIVE CAPITAL
POLICE DIVISION	DEVELOPMENT FUND
4. Capital Outlay	$970,000
TOTAL INCREASE	$970,000

SECTION 4. The said additional appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION ASSET MANAGEMENT DIVISION	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
4. Capital Outlay	$800,000
Unappropriated and Unencumbered City Cumulative Capital Development Fund	170,000
TOTAL REDUCTION	$970,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President convened the Fire Special Service District Council.

B. FIRE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 273, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 273, 1993 on June 9, 1993. The proposal appropriates $3,287,500 for the Department of Public Safety, Fire Division, to replace: (1) Fire Station Nos. 18 and 28, (2) the heat, ventilation and air conditioning system at IFD headquarters on New Jersey Street, and (3) the ventilation systems at various fire stations. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 273, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Schneider, Shambaugh, Short, Smith, West
0 NAYS:
2 NOT PRESENT: Black, Williams

Proposal No. 273, 1993 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1993 and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1993

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 1993 (Fire Special Service District Fiscal Ordinance No. 1, 1992) appropriating an additional Three Million Two Hundred Eighty-seven Thousand Five Hundred Dollars ($3,287,500) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other appropriations for the Department of Public Works and the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division: 1.) $1,500,000 to replace Fire Station No. 28 at 512 East 38th Street. 2.) $1,300,000 to replace Fire Station No. 18 at 3130 West Washington Street. 3.) $210,000 to repair, renovate and replace the HVAC system at the Indianapolis Fire Department Headquarters Building, 555 N. New Jersey Street. 4.) $277,500 to evacuate vehicle exhausts from buildings.

SECTION 2. The sum of Three Million Two Hundred Eighty-seven Thousand Five Hundred Dollars ($3,287,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY	CITY CUMULATIVE CAPITAL
FIRE DIVISION	DEVELOPMENT FUND
4. Capital Outlay	$3,287,500
TOTAL INCREASE	$3,287,500

SECTION 4. The said additional appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC WORKS	CITY CUMULATIVE CAPITAL
STORM AND WASTEWATER MANAGEMENT DIVISION	DEVELOPMENT FUND
3. Other Services and Charges	$1,800,000
Unappropriated and Unencumbered Cumulative Capital Development Fund	1,487,500
TOTAL REDUCTION	$3,287,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President reconvened the City-County Council.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Short recognized Paul Cantwell, State Representative and former City-County Councillor, who was in attendance.

Councillor Beadling invited the Council members to attend the designation of the Vietnam Veterans Memorial Way dedication on July 3, 1993 at 9:00 a.m. at the Richard L. Roudebush Veterans Medical Center, 1481 West 10th Street.

Robert Elrod, General Counsel, read the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 93-Z-54, Proposal No. 365, 1993, at its next regular meeting on July 12, 1993, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. Petition No. 93-Z-54 proposes to rezone 1.677 acres at 8829 and 8835 Madison Avenue to provide for commercial uses.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

Councillor Jimison invited the Council members to attend the Indiana Black Expo annual celebration from June 30 through July 4, 1993 at the Convention Center.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:51 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 21st day of June, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, JULY 12, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 p.m. on Monday, July 12, 1993, with Councillor SerVaas presiding.

Councillor Curry led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Dowden expressed appreciation to the Indianapolis Firefighters Union for the buffet dinner served to the Council members and staff before tonight's meeting. He also acknowledged all the members of the firefighters who were present. Councillor Ruhmkorff recognized Isaac Randolph, Indianapolis Firefighter, who also works with the St. Florien Youth Center.

Councillor Mullin introduced his mother Kathleen Mullin. Councillor Black recognized his wife Mary. He also thanked everyone for the cards and telephone calls he received while he was in the hospital and recuperating at home. Councillor McClamroch acknowledged Sue Beesley, Corporate Counsel, and wished her a happy birthday. Councillor Hinkle introduced his friend Rosie Taylor.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, July 12, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

June 17, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, June 23, 1993, a copy of a LEGAL NOTICE on General Ordinance Nos. 70 and 73, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

June 22, 1992

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, July 1, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 348, 355, 356, 357, 358 and 365, 1993, to be held on Monday, July 12, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 47, 1993, amending the Metropolitan Emergency Communications Agency (MECA) Budget for 1993 (City-County Fiscal Ordinance No. 59, 1992) appropriating One-Hundred and Thirty-Five Thousand Dollars ($135,000) in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1)

for purposes of MECA, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1).

FISCAL ORDINANCE NO. 48, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Forty-Two Thousand Dollars ($42,000) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 51, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Thousand Five Hundred Dollars ($1,500) in the County General Fund for purposes of the Marion County Drug Court and reducing certain other appropriations for that court.

SPECIAL RESOLUTION NO. 39, 1993, recognizing IPS School 11 principal Mamie R. Thompson.

SPECIAL RESOLUTION NO. 40, 1993, recognizing heroine Sue Catron.

SPECIAL RESOLUTION NO. 41, 1993, congratulating Make-A-Wish Foundation during their Tenth Anniversary in Indiana.

SPECIAL RESOLUTION NO. 42, 1993, approving a public purpose grant to Indiana University-Purdue University at Indianapolis in the amount of $75,000 for the purpose of financing educational access cable television programming.

SPECIAL RESOLUTION NO. 43, 1993, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

GENERAL ORDINANCE NO. 74, 1993, amending the Code concerning the powers and duties of the Metropolitan Emergency Communications Agency and its Board.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of June 21, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 384, 1993. This proposal, sponsored by Councillor Boyd, remembers Sheriff James L. Wells. Councillor Boyd read the resolution and presented a framed document to Sheriff's Wells widow, who was present along with her family. Councillor Boyd moved, seconded by Councillor West, for adoption. Proposal No. 384, 1993 was adopted by unanimous voice vote.

Proposal No. 384, 1993 was retitled SPECIAL RESOLUTION NO. 44, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1993

A SPECIAL RESOLUTION remembering Sheriff James L. Wells.

WHEREAS, James L. Wells was a native of Brazil, Indiana, and his family moved to Indianapolis when he was a child; and

WHEREAS, in 1956 he began a career with the Marion County Sheriff's Department as a new deputy patrolling the county roads; and

WHEREAS, by 1978 he had advanced through every rank in the department and was elected for the first of two terms as Marion County Sheriff; and

WHEREAS, Sheriff Wells is remembered as being even-handed, affable and humorous; and he was noted for his willingness to work closely with other officeholders to fight crime; and

WHEREAS, Article 6 of the Indiana Constitution prohibits sheriff's from three consecutive terms, so Jim Wells worked in private sector security for a time, and then was appointed to the Indiana Alcoholic Beverage Commission; and

WHEREAS, on June 15, 1993, Sheriff Wells lost his battle with cancer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council pauses to remember the life of a friend, former Marion County Sheriff James L. Wells.

SECTION 2. Sheriff Wells, affectionately known as "The County Mounty" for his eleven years of helicopter traffic reporting, will be sorely missed by his many friends.

SECTION 3. The Council extends its sincere condolences to his widow Suzanne, and to their children Andy and Theresa.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 352, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 352, 1993 on July 6, 1993. The proposal appoints Susan Brooks to the Marion County Community Corrections Advisory Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 352, 1993 was adopted by a unanimous voice vote.

Proposal No. 352, 1993 was retitled COUNCIL RESOLUTION NO. 59, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 59

A COUNCIL RESOLUTION appointing Susan Brooks to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council appoints:

Susan Brooks

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 227, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $165,824 for the Cable Communications Agency to cover the following expenses: (1) salaries through the end of fiscal year 1993, (2) cable franchise renewal procedures, and (3) the upgrade, maintenance and repair of equipment"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 374, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION repealing Special Resolution No. 44, 1990, which established the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 375, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $66,900 for the Office of the Controller for a grant to Marion County Commission on Youth, Inc. and reducing the appropriation from the Youth and Family Services Fund"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 376, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the disbursement of $1,200,797 of Community Development Block Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 377, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Dwelling Districts Zoning Ordinance by clarifying the size limitation of commercial motor vehicles that may be parked, stored, maintained or kept on any property in a Dwelling District"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 378, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a cost of living payment annually to all retired/disabled Sheriff's Department officers who are at least 55 years of age"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 379, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $445,140 for the Marion County Justice Agency to continue the Metro Drug Task Force for the 1993-94 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 380, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $687,907 for the Marion County Public Defender Agency to transfer certain employees from the Presiding Judge of the Municipal Court budget to the Marion County Public Defender Agency

budget, to provide for the staffing of the office of Chief Public Defender, to provide for expense of death penalty cases and certain other expenditures in excess of the amounts budgeted"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 381, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Joseph E. Loftus as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 382, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $150,000 for the Department of Transportation, Finance and Administration Division, to fund Maintenance Operation's salary budget"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 383, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing one-way traffic on Vermont Place (District 22)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 372, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 372, 1993 on July 7, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project) in an aggregate principal amount not to exceed $3,500,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 372, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
4 NOT VOTING: Beadling, Franklin, Moriarty, Williams

Proposal No. 372, 1993 was retitled SPECIAL ORDINANCE NO. 8, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 8, 1993

A SPECIAL ORDINANCE authorizing the issuance, sale and delivery of $3,500,000 aggregate principal amount of Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project); authorizing the lending of the proceeds of said bonds to AlliedSignal Inc., a Delaware Corporation; approving the execution and delivery of certain documents in relation thereto; and authorizing certain other matters in relation thereto.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer"), an Indiana political subdivision, is authorized by the provisions of the Constitution and laws of the State of Indiana, including, without limitation, Title 36, Article 7, Chapters 11.9 and 12 and Title 5, Article 1, Chapter 5 of the Indiana Code, as amended (collectively,

the "Act"), to provide for the financing and refinancing of "economic development facilities," as defined in the Act, for the purposes set forth in the Act; and

WHEREAS, AlliedSignal Inc., a Delaware corporation (the "Company"), has requested the Issuer to issue its economic development revenue refunding bonds to provide refinancing for an "economic development facility," as defined in the Act, financed by the Issuer for the benefit of a predecessor in interest to the Company with the proceeds of the Issuer's Economic Development Revenue Bonds (Engineering Research, Inc. Project) (The Bendix Corporation -- Guarantor) (the "Prior Bonds"), and the Issuer is authorized by the Act to refund its Prior Bonds and provide refinancing for such "economic development facility"; and

WHEREAS, the Issuer adopted Special Resolution No. 54, 1981 on July 20, 1981, preliminarily approving the Project and evidencing the Issuer's intent to issue its economic development revenue bonds in order to provide financing for the Project; and

WHEREAS, the Issuer on December 16, 1982, issued the Prior Bonds to provide financing for certain manufacturing facilities (the "Project"), located at 10930 East 59th Street in the City of Lawrence, Indiana, constituting an "economic development facility" within the meaning of the Act; and

WHEREAS, the refinancing of the Project will comply with the purposes and provisions of the Act, and constitute the refinancing of an "economic development facility" within the meaning of the Act; and

WHEREAS, it is proposed to pay the cost of refinancing the Project through the issuance of economic development revenue refunding bonds of the Issuer pursuant to the provisions of the Act; and

WHEREAS, the Issuer has held a public hearing on the question of the refinancing of the Project in compliance with the requirements of the United States Tax Reform Act of 1986, and has determined to refinance the Project through the issuance of its economic development revenue refunding bonds pursuant to the provisions of the Act; and

WHEREAS, on July 7, 1993, Indianapolis Economic Development Commission (the "Commission") adopted a Resolution, which Resolution has been previously transmitted hereto, finding that the refunding and refinancing complies with the purposes and provisions of the Act, that such refunding and refinancing will be of benefit to the health and general welfare of the Issuer and its citizens and approving the issuance of the Bonds by the Issuer and, furthermore, the issuance of the Bonds by the Issuer has been (or, prior to the delivery of the Bonds, will be) approved by the City of Lawrence, Indiana, as required by the laws of the United States and the State of Indiana; and

WHEREAS, in order to refinance the Project, the Issuer now proposes to issue $3,500,000 aggregate principal amount of its Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project) (the "Bonds") as authorized and permitted by the Act and as hereinafter provided; and

WHEREAS,the proceeds of the Bonds will be loaned by the Issuer to the Company pursuant to a Loan Agreement, dated as of May 1, 1993 (the "Loan Agreement"), in order to carry out said purposes; and

WHEREAS, pursuant to an Indenture of Trust, dated as of May 1, 1993 (the "Indenture"), among the Issuer, The Bank of New York, New York City, New York, as trustee (the "Trustee"), and 1st Source Bank, South Bend, Indiana, as co-trustee (the "Co-Trustee"), the Issuer will assign to the Trustee and the Co-Trustee the Issuer's right, title and interest in, under and to the Loan Agreement (except for certain rights of the Issuer to be reimbursed and indemnified by the Company, and to receive notices) as security for the payment of the Bonds; and

WHEREAS, pursuant to a Limited Offering and Remarketing Agreement, dated as of May 1, 1993 (the "Limited Offering Agreement"), among the Issuer, the Company and First Chicago Capital Markets, Inc. (the "Limited Offering and Remarketing Agent"), the Limited Offering and Remarketing Agent will undertake to effect a limited offering of the Bonds and to remarket Bonds tendered for purchase under certain circumstances; and

WHEREAS, pursuant to an Arbitrage Compliance Agreement (the "Arbitrage Compliance Agreement") and a Tax Compliance Agreement (the "Tax Compliance Agreement"), each dated as of May 1, 1993, and each among the Issuer, the Trustee and the Company, the Issuer, the Trustee and the Company will undertake to maintain the tax-exempt status of the bonds for Federal income tax purposes to the extent, and under the circumstances, set forth therein; and

WHEREAS, the Commission has approved the final forms of the Indenture, Loan Agreement, Limited Offering Agreement, Arbitrage Compliance Agreement, Tax Compliance Agreement and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; and

WHEREAS, two (2) copies of the Financing Documents are on file in the office of the Clerk of the City-County Council for public inspection and the forms of the Financing Documents have been presented to this meeting; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The refinancing of the Project through the issuance and sale of the Bonds, as hereinafter provided, is hereby authorized and approved, and is found and determined to be in compliance with the purposes and provisions of the Act.

SECTION 2. In order to provide funds to refinance the Project, there are hereby authorized to be issued economic development revenue refunding bonds of the Issuer in the aggregate principal amount of $3,500,000, which economic development revenue refunding bonds shall be designated "City of Indianapolis, Indiana Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project)."

The Bonds shall be issued in fully registered form and in such denominations, shall be dated as of such dates, shall bear interest from their dates on the unpaid principal amount thereof at such rates per annum, shall mature on such dates and in such principal amounts, and shall be subject to purchase on such terms as are set forth in the form of Indenture presented to this meeting.

The Bonds shall be subject to redemption prior to maturity at the times, under the circumstances, in the manner, at the prices, in the amounts and with the effect set forth in the form of Indenture presented to this meeting.

The Bonds shall be executed in the name of the Issuer by the manual or facsimile signature of the Mayor, shall be attested by the manual or facsimile signature of the Clerk of the City-County Council, shall have the corporate seal of the Issuer impressed or reproduced thereon, shall be authenticated by the endorsement thereon of the Trustee or any tender agent (the "Tender Agent") appointed pursuant to the provisions of the Indenture, and on original issuance shall be delivered by the Trustee to the Limited Offering and Remarketing Agent as agent for the original purchasers thereof. Temporary Bonds may be delivered pending preparation of definitive Bonds.

The Bonds shall be issued in compliance with and under authority of the provisions of the Act, this Ordinance and the Indenture.

SECTION 3. The Bonds and the interest thereon shall be limited obligations of the Issuer, payable solely and only from the revenues and receipts derived by the Issuer pursuant to the Loan Agreement, and shall be otherwise secured as provided in the Indenture and the Loan Agreement. The Bonds shall not in any respect be a general obligation of the Issuer, nor shall they be payable in any manner from funds of the Issuer raised by taxation. The Bonds shall state that they have been issued under the provisions of the Act, and that they do not constitute an indebtedness of the Issuer or a loan of credit thereof within the meaning of any constitutional or statutory provision.

The Bonds shall be payable at the principal corporate trust office of the Trustee in the City of New York, New York, and at such other offices as may be chosen pursuant to the Indenture. The Bonds shall be payable in any medium which is then legal tender for all debts public and private.

Nothing in this Ordinance, the Financing Documents or in any document or agreement required hereby and thereby, shall be construed as an obligation or commitment by the Issuer to expend any of its funds other than (i) the proceeds derived from the sale of the Bonds, (ii) the revenues and receipts derived from the Loan Agreement, and (iii) any moneys arising out of the investment or reinvestment of said proceeds, income, revenues, receipts or moneys.

SECTION 4. The form, terms and provisions of the Financing Documents presented to this meeting are in all respect approved, and the Mayor and Clerk of the City-County Council of the Issuer are hereby authorized,

empowered and directed to execute, acknowledge and deliver the Financing Documents, with or without an impression of the official seal of the Issuer as required thereby. The sale of the Bonds to the purchasers designated by the Limited Offering and Remarketing Agent at a price of 100% of the aggregate principal amount thereof is hereby approved.

The Financing Documents, as so executed and delivered, shall be in substantially the forms now before this meeting and hereby approved, with only such changes therein as shall be approved by the officers of the Issuer executing the same, their execution thereof to constitute conclusive evidence of their approval and the approval of this City-County Council of any and all changes or revisions therein from the forms thereof now before this meeting provided that such changes do not affect terms set forth in this Ordinance and the Financing Documents pursuant to Indiana Code 36-7-12-27(a)(1) through (a)(10); and from and after the execution and delivery of the Financing Documents, the Mayor and the Clerk of the City-County Council of the Issuer are hereby authorized, empowered and directed to do all such acts and things, and to execute all documents (including any certifications, financing statements, assignments and other instruments), as may be necessary, in the opinion of counsel to the Issuer, to carry out and comply with the provisions of the Financing Documents as executed, and in any other documents and instruments required to effectuate any portion of the financing transaction.

If any of the officers of the Issuer who shall have signed or sealed any of the Bonds shall cease to be such officers of the Issuer before the Bonds so signed and sealed shall have been authenticated by the Trustee or the Tender Agent, or delivered by or on behalf of the Issuer, such Bonds, nevertheless, may be authenticated and delivered with the same force and effect as though the person or persons who signed or sealed the same had not ceased to be such officer or officers of the Issuer; and also any such Bonds may be signed and sealed on behalf of the Issuer by those persons who, at the actual date of the execution of such Bonds, shall be the proper officers to the Issuer, although at the nominal date of such Bonds any such person shall not have been such an officer of the Issuer.

SECTION 5. The Mayor and Clerk of the City-County Council of the Issuer are hereby authorized to do all such acts and things, and to execute all such documents (including any certifications, financing statements, assignments and other instruments), as may be necessary, in the opinion of counsel to the Issuer, to carry out and comply with the purposes of the Act and this Ordinance.

SECTION 6. The provisions of this Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereof.

SECTION 7. All ordinances, resolutions and orders, and parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed. This Ordinance shall take effect and be in full force upon its adoption and compliance with Title 36, Article 3, Chapter 4, Section 14 of the Indiana Code.

PROPOSAL NO. 373, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 373, 1993 on July 7, 1993. The proposal is an Inducement Resolution for Brulin & Company, Inc. in an amount not to exceed $1,500,000 for an addition to the existing facilities located at 2920 Dr. Andrew J. Brown Avenue. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Smith, for adoption. Proposal No. 373, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Black, Franklin, Williams

Proposal No. 373, 1993 was retitled SPECIAL RESOLUTION NO. 45, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Brulin & Company, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, installation and equipping of an approximately 40,000 square foot addition to the Applicant's existing facilities located at 2920 Dr. Andrew J. Brown Avenue, Indianapolis, Marion County, Indiana which addition will be used in the filling, packaging and warehousing portion of the Applicant's manufacturing of specialty chemicals primarily for use in the maintenance and cleaning of commercial floors and facilities, industrial facilities, health care floors and facilities and in cleaning parts in the manufacturing process; the acquisition of machinery, equipment and furnishings for use in the facility; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (eleven (11) new jobs at the end of one year and thirty-five (35) new jobs at the end of three years) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (eleven (11) new jobs at the end of one year and thirty-five (35) new jobs at the end of three years) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed One Million Five Hundred Thousand Dollars ($1,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires February 28, 1994, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (I)

any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 385, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on July 9, 1993". The Council did not schedule Proposal No. 385, 1993 for hearing pursuant to IC 36-7-4-608. Proposal No. 385, 1993 was retitled REZONING ORDINANCE NO. 84, 1993 and is identified as follows:

REZONING ORDINANCE NO. 84, 1993. 93-Z-73 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #20.
8055 U.S.31 SOUTH (approximate address), INDIANAPOLIS.
DENNIS J. BECK and PHYLLISS R. BECK, by Michael J. Kias, requests the rezoning of 3.10 acres, being in the C-4 District, to the C-5 classification to provide for commercial use and development.

PROPOSAL NOS. 386-390, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 9, 1993". The Council did not schedule Proposal Nos. 386-390, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 386-390, 1993 were retitled REZONING ORDINANCE NOS. 85-89, 1993 and are identified as follows:

REZONING ORDINANCE NO. 85, 1993. 93-Z-47 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
8606 NORTH LAFAYETTE ROAD (approximate address), INDIANAPOLIS.
ALLEN M. VALENTI requests the rezoning of 6.67 acres, being in the C-3 District, to the C-1 classification to provide for commercial office uses.

REZONING ORDINANCE NO. 86, 1993. 93-Z-59 (DP-6) PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
9010 COOPER ROAD (approximate address), INDIANAPOLIS.
LAMBERT AND DEAL, by Stephen D. Mears, requests the rezoning of 87.83 acres, being in the D-A District, to the DP classification to provide for single-family residential development in accordance to the development statement.

REZONING ORDINANCE NO. 87, 1993. 93-Z-68 (DP-9) CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
1545-1551 NORTH PARK AVENUE (approximate address), INDIANAPOLIS.
PIERCE EQUITY CORPORATION, by Michael D. Keele, requests the rezoning of 0.334 acre, being in the D-8 District, to the DP classification to provide for a planned unit residential development.

REZONING ORDINANCE NO. 88, 1993. 93-Z-70 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 09.

1836 WEST 51ST STREET (approximate address), INDIANAPOLIS.
LINDA S. AMBROZ and G. FLORENE AMBROZ, by Landman and Beatty, request the rezoning of 13.79 acres, being in the D-S District, to the D-2 classification to provide for the development of a single-family residential subdivision.

REZONING ORDINANCE NO. 89, 1993. 93-Z-75 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 05.
11415 EAST 38TH STREET (approximate address), INDIANAPOLIS.
FOUNDERS DEVELOPMENT CORPORATION, by Edward Williams, requests the rezoning of 44.31 acres, being in the D-A District, to the D-4 classification to provide for the development of a single-family residential subdivision.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 365, 1993. This proposal is a rezoning ordinance for certain property in Perry Township, Councilmanic District 24, located at 8829 and 8835 Madison Avenue. The proposal requests the rezoning of 1.677 acres, from a D-A district, to a C-1 classification to provide for commercial uses. Proposal No. 365, 1993 was certified by the Metropolitan Development Commission on June 18, 1993. On June 21, 1993 Councillor Coughenour moved to schedule Proposal No. 365, 1993 for a public hearing on July 12, 1993. This motion passed by a unanimous voice vote.

The President stated that Robert Elrod, General Counsel, advised him that a preliminary conference was held with the petitioners and remonstrators on July 7, 1993 and there was no resolution of the matter at that time.

Councillor Coughenour said that the petitioners propose to construct a day-care center at this location. The neighborhood oppose the day-care center because of traffic congestion caused by children coming and going from the center. In the last year and a half there have been 123 accidents on Madison Avenue between Stop 11 Road and County Line Road. It would be helpful if a traffic signal could be authorized at this intersection. She said that the neighborhood does not oppose the rezoning, but it would prefer another C-1 business where the traffic flow could be spread evenly throughout the day.

Michael Kias, petitioners' attorney, introduced Sandor Kovacs, developer of the project, Jim Klausmeier, traffic engineer with Pflum, Klausmeier & Gehrum, and Price Hawkins, owner of the property. Mr. Kias stated that the Department of Metropolitan Development (DMD) and the Department of Transportation (DOT) support a day-care center on this site. He agreed with Councillor Coughenour in that this is not a zoning issue, but a traffic issue. This day-care facility is licensed for 160 children--twenty percent will arrive and depart in the same vehicle. Thirty percent will arrive after school, so the traffic generation is not all plugged in once in the morning and once in the afternoon. The petitioners support a traffic signalization of the Madison Avenue and Preddy Drive intersection and are willing to participate to some extent with that cost. He urged that the Council confirm the recommendation of the Hearing Examiner and the Metropolitan Development Commission who approved the rezoning and use of the property.

Gwen Freeman, board member and representative of the South Madison Homeowners Association, urged the Council to vote "no" on this petition for the following reasons: (1) the playground area surrounds one private residence; (2) the Association and especially the homeowners on Preddy Drive are concerned about the traffic issue; and (3) one resident of

Preddy Drive is blind and daily gets on and off the Metro Bus System at the corner of Preddy Drive and Madison Avenue. The Association is concerned because (1) the new KinderCare facility is going to be 9000 sq. ft. which means it could be licensed for 250 children, not 160 as is proposed, and (2) there are only forty parking spaces and if all of the parents come to an open house, they will be parking their cars along Preddy Drive. The Association does not want another Castleton. Right now the City still has some control over the development of this area.

Rosilee Ballard, 2531 Preddy Drive, stated that she believes if the day-care center is approved the resulting traffic will put her blind husband's life in jeopardy. He has already been hit twice by vehicles on his way to the bus stop.

Mr. Kias asked Mr. Klausmeier to respond to some of the traffic issues. Mr. Klausmeier said from the traffic study of this proposed site plan, the morning peak hours will generate 18 vehicles turning left from Madison into Preddy Drive and 11 vehicles turning left from KinderCare at Preddy Drive; in the evening peak hours there will be an estimated 35 vehicles per hour turning left into KinderCare and about an equal number turning left out of KinderCare at Preddy Drive. Even though the volumes are relatively low turning in and out of the site in peak hours, he recognizes the volumes along Madison are high and that it is a concern, but he believes the site can accommodate this use.

Curt Caplinger, 2521 Preddy Drive, stated that his property abuts the proposed KinderCare facility. The traffic load is already a severe problem along Madison Avenue and will only worsen with a child-care center on this corner. He urged the Councillors to vote "no" to a KinderCare at the corner of Madison Avenue and Preddy Drive.

Stewart Spencer, resident from District No. 22, said that he believes there is too much traffic on Madison Avenue now.

Councillor Rhodes asked that the covenants requested by DMD be outlined. Ed Mitro, Senior Planner, DMD, replied that there are several conditions that the petitioner agreed to as a part of the rezoning: (1) a solid six-foot screened fence and landscaping which is in addition to the required transitional yard, (2) vehicle access to the site shall be subject to the approval of DOT, (3) entrance and exit modifications were incorporated into the site plan and also parking spaces, and (4) a final site plan be submitted and approved by the Administrator prior to the issuance of any permits.

Councillor Rhodes asked if there were any commitments regarding limiting this KinderCare to a certain number of children. Mr. Mitro replied that because of the C-1 zoning and the licensing requirements there were no specific commitments put on the property.

Councillor Beadling said that she believes the noise level with 160 children playing outside will be high and will be an annoyance to the people in the condos and surrounding property.

Councillor Gilmer asked Mr. Mitro for the staff's comments. Mr. Mitro replied that from a land use standpoint the C-1 zone is appropriate and does meet the terms of both the South Madison U.S. 31 Corridor Plan and the Perry Township Plan. The traffic problem is a difficult one because it would be a problem no matter what C-1 use was developed at that location. The traffic information that was brought forward does note that at peak hours both

the morning and the evening traffic would be more intense than most other types of sites that are allowed in a C-1 district. However, any other kind of C-1 use will have an impact on traffic in this area either at or above the level of this particular use. The staff did have concerns concerning the traffic, but did recommend approval before the Hearing Examiner and the Metropolitan Development Commission.

Councillor Coughenour stated that Greenwood Plaza located nearby is a big shopping center. The Council should not allow another Castleton area to be developed. She reminded the Councillors that this petition passed the Commission by only one vote and urged the Councillors to vote it down.

The President reminded the Councillors that to sustain the lower body will take 12 green votes; to reject the lower body will take 18 red votes. The Commission's decision was sustained and Proposal No. 365, 1993 was approved by the following roll call vote; viz:

17 YEAS: Black, Boyd, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Schneider, Shambaugh, Williams
11 NAYS: Beadling, Borst, Brents, Coughenour, Curry, Hinkle, Rhodes, Ruhmkorff, SerVaas, Smith, West
1 NOT VOTING: Short

Councillor Short stated that he abstained due to a business conflict.

Proposal No. 365 is identified as follows:

REZONING ORDINANCE NO. 90, 1993. 93-Z-54 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #24.
8829 and 8835 MADISON AVENUE (approximate address), INDIANAPOLIS.
MARY K. HAWKINS and PRICE L. HAWKINS, JR., by Michael J. Kias, requests the rezoning of 1.677 acres, being in the D-A District, to the C-1 classification to provide for commercial uses.

PROPOSAL NO. 108, 1993. The proposal appropriates $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until August 2, 1993. Consent was given.

PROPOSAL NO. 196, 1993. The proposal appropriates $21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer. Councillor Dowden asked for consent to postpone Proposal No. 196, 1993 until August 2, 1993. Consent was given.

PROPOSAL NO. 348, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 348, 1993 on June 22, 1993. The proposal appropriates $3,173,913 for the Department of Metropolitan Development, Community Development Administration, for the 1993 Community Development Block Grant Program. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:48 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 348, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, McClamroch, Moriarty, Mullin, O'Dell, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
7 NOT VOTING: Coughenour, Hinkle, Jones, Rhodes, Ruhmkorff, Schneider, Short

Proposal No. 348, 1993 was retitled FISCAL ORDINANCE NO. 52, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Million One Hundred Seventy-three Thousand Nine Hundred Thirteen Dollars ($3,173,913) in the Community Services Fund for purposes of the Department of Metropolitan Development, Community Development Administration and reducing the unappropriated and unencumbered balance in the Community Services Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Community Development Administration to appropriate additional funds approved by the U.S. Department of Housing and Urban Development for the 1993 (CDBG) Community Development Block Grant program. Funds will be used for economic development, public services, housing, public improvements and support services.

SECTION 2. The sum of Three Million One Hundred Seventy-three Thousand Nine Hundred Thirteen Dollars ($3,173,913) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT COMMUNITY DEVELOPMENT ADMINISTRATION	COMMUNITY SERVICES FUND
3. Other Services and Charges	$3,173,913
TOTAL INCREASE	$3,173,913

SECTION 4. The said additional appropriations are funded by the following reductions:

	COMMUNITY SERVICES FUND
Unappropriated and Unencumbered Community Services Fund	$3,173,913
TOTAL REDUCTION	$3,173,913

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 354 and 355, 1993. The President ruled that these two proposals would be discussed together, but voted on separately. PROPOSAL NO. 354, 1993. The proposal establishes an Office of the Court Administrator for the Superior and Circuit Courts of Marion County. PROPOSAL NO. 355, 1993. The proposal appropriates $65,635 for the Office of the Court Administrator to cover operating costs for the balance of 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 354 and 355, 1993 on July 6, 1993. Councillor Dowden said that Court Administrator would oversee Court Services, the Domestic Relations Counseling Bureau, the General Term Reporter and the Law Library. By a 7-0 vote, the Committee reported Proposal No. 354, 1993 to the Council with the recommendation that it do pass.

Councillor Dowden voted on the minority side on Proposal No. 355, 1993 so he asked Councillor Franklin to give the Committee report on this proposal. Councillor Franklin said he supports funding the Court Administrator because he believes the judges should adjudicate cases, not be business managers and administrators. By a 5-2 vote, the Committee reported Proposal No. 355, 1993 to the Council with the recommendation that it do pass.

Councillor West stated that concerning the funding of this new agency the Auditor said the funds were available but that there is an effort being made to reserve some funds in the County General Fund. The importance of this matter was stressed so the Committee decided to find the necessary funds through other savings in order to manage the court process more efficiently.

Councillor Borst said that he understood that the funding would be from the budgets of the other agencies who would use the Court Administrator rather than from the County General Fund.

Judge Anthony Metz, III, Marion County Superior Court, Civil Court, Room 1, stated that there are 16 judges who all have case loads. There is a need for a court administrator. Besides overseeing the four agencies, the Administrator would ensure that the courts are in compliance with federal regulations.

Councillor Dowden said that the Committee agreed that there is a need for a Court Administrator. He also agrees with Councillor Borst that there should be fund balances in the four agencies' budgets sufficient to fund the Office of the Court Administrator.

Councillors Jimison, Williams and Gilmer voiced their support for both proposals.

Councillor Gilmer moved the previous question. This motion was seconded by Councillor Short and passed by unanimous voice vote.

The President called for public testimony at 9:16 p.m. for Proposal No. 354, 1993. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 354, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Short, Williams
6 NAYS: Borst, Hinkle, O'Dell, Schneider, Shambaugh, Smith
1 NOT VOTING: West

Proposal No. 354, 1993 was retitled GENERAL ORDINANCE NO. 75, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1993

A GENERAL ORDINANCE amending the Revised Code of the Consolidated City and County by adding a new Article I to Chapter 284 to establish an Office of the Court Administrator for the Superior and Circuit Courts of Marion County.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to adding a NEW Article 1 to Chapter 284 as follows:

CHAPTER 284. COURT AGENCIES
ARTICLE I. OFFICE OF THE COURT ADMINISTRATOR

Sec. 284-101. Office of the Court Administrator.

(a) *Creation.* There is hereby created an Office of the Court Administrator for the Circuit and Superior Courts of Marion County. This Office shall be administered by a Court Administrator to be hired pursuant to IC 33-1-12-1.

(b) *Duties.* The duties of the Court Administrator shall be established by the judges of the Circuit and Superior Courts of Marion County as described in IC 33-1-12-4.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end, the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

The President called for public testimony at 9:17 p.m. on Proposal No. 355, 1993. There being no one present to testify, Councillor Franklin moved, seconded by Councillor Jimison, for adoption. Proposal No. 355, 1993 was adopted on the following roll call vote; viz:

16 YEAS: Boyd, Brents, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Rhodes, SerVaas, Short, West, Williams
11 NAYS: Borst, Coughenour, Curry, Dowden, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, Shambaugh, Smith
2 NOT VOTING: Beadling, Black

Proposal No. 355, 1993 was retitled FISCAL ORDINANCE NO. 53, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-five Thousand Six Hundred Thirty-five Dollars ($65,635) in the County General Fund for purposes of the Court Administrator and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of funding the Court Administrator for the final five months of 1993. (This is a new agency.)

SECTION 2. The sum of Sixty-five Thousand Six Hundred Thirty-five Dollars ($65,635) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COURT ADMINISTRATOR	COUNTY GENERAL FUND
1. Personal Services	$30,885
2. Supplies	4,506
3. Other Services and Charges	5,107
4. Capital Outlay	17,879
COUNTY AUDITOR	
1. Personal Services (fringes)	7,258
TOTAL INCREASE	$65,635

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$65,635
TOTAL REDUCTION	$65,635

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 356, 1993. The proposal appropriates $50,000 for the Presiding Judge of the Municipal Court to fund the first year of a three-year program to study the effectiveness of the different types of alcohol treatment programs now being used by the Municipal Court Probation Department. Councillor Dowden asked for consent to postpone Proposal No. 356, 1993 until August 23, 1993. Consent was given.

PROPOSAL NO. 357, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 357, 1993 on July 6, 1993. The proposal appropriates $72,990 for Community Corrections to continue an Intensive Probation Services Program for juveniles for fiscal year 1993-1994 funded by a state grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 356, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 357, 1993 was retitled FISCAL ORDINANCE NO. 54, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seventy-two Thousand Nine Hundred Ninety Dollars ($72,990) in the State and Federal Grants Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (aa) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to fund a Juvenile Court Intensive Probation Services Program for FY93-94.

SECTION 2. The sum of Seventy-two Thousand Nine Hundred Ninety Dollars ($72,990) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$55,302
3. Other Services and Charges	4,650
COUNTY AUDITOR	
1. Personal Services (fringes)	13,038
TOTAL INCREASE	$72,990

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$72,990
TOTAL REDUCTION	$72,990

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 358, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 358, 1993 on July 6, 1993. The proposal appropriates funds from Enhanced 9-1-1 fees for public safety answering services. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 358, 1993, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
3 NAYS: Black, Borst, Brents
3 NOT VOTING: Giffin, Jones, Short

Proposal No. 358, 1993 was retitled FISCAL ORDINANCE NO. 55, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1993

A FISCAL ORDINANCE amending the 1993 annual budget of the Metropolitan Emergency Communications Agency (MECA) for the City of Indianapolis, Indiana (City-County Fiscal Ordinance No. 59, 1992), by appropriating One Million Seven Hundred Seventy-three Thousand Dollars ($1,773,000) in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1) for purposes of the Office of the Controller, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1).

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for the distribution of the Enhanced 9-1-1 service fee to various Marion County dispatch centers.

SECTION 2. The sum of One Million Seven Hundred Seventy-three Thousand Dollars ($1,773,000) be and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

OFFICE OF THE CONTROLLER	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
3. Other Services and Charges	$1,773,000
TOTAL INCREASE	$1,773,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
Unappropriated and Unencumbered	
Metropolitan Emergency Communications Agency Fund	$1,773,000
TOTAL REDUCTION	$1,773,000

SECTION 5. Distribution of the Enhanced 9-1-1 service fee shall be based on actual receipts received from Indiana Bell. Only the incremental fees resulting from the increase adopted November 23, 1992 by the City-County Council shall be distributed. Distribution shall be based upon the following percentages:

Indianapolis Police	43.46%
Indianapolis Fire	12.42%
Marion County Sheriff	24.50%
City of Lawrence	5.56%
City of Beech Grove	3.02%
Town of Speedway	2.95%
Perry/Decatur Township	3.26%
Wayne Township	4.83%

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 615, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 615, 1992 on December 9, 1992, June 9 and July 7, 1993. The proposal, sponsored by Councillor Franklin, amends the Code by repealing the section concerning supplemental juror fees. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Franklin stated that repealing the supplemental juror fees will save the County more than $260,000 annually. He moved for adoption of Proposal No. 615, 1992.

Councillor Jimison said that she will vote "no" on this proposal because, in her opinion, repealing supplemental juror fees may result in only those who are financially able to serve as perspective jurors and as a consequence the population pool of perspective jurors would not represent the majority population. She believes that the county needs to save money but not by decreasing juror fees.

Councillor Hinkle stated that instead of cutting juror fees to save money, the inefficiencies in the jury system should be addressed or a moratorium should be placed on all remodeling in the City-County Building.

Councillor Williams said that she believes this proposal would have the effect of systematically and economically excluding a significant number of the citizens and certainly low- to moderate-income females who are heads of households.

Councillor Golc stated that he believes that there are efficiencies to be realized in the jury system and this is one place to start. He also believes that reducing juror fees will not disrupt anyone's right to a trial by jury.

Councillor West voiced his support of this proposal because it is an effort to find savings and, in his opinion, the citizens will still serve as jurors when called. Councillor Dowden stated that he does not believe that adopting this proposal will deny anyone the right of trial by their peers.

Councillor Rhodes asked if in civil cases there is a statute enabling a judge to assess the cost of the jury to the losing party. Robert Elrod, General Counsel, replied that in civil trials it is generally assessed as part of the costs, but he does not know in how many cases the County recovers those costs.

Councillor McClamroch said that he believes most people recognize that service on a jury is an obligation and a responsibility of citizenship in a free society. The County can never fully reimburse the cost of serving on a jury and feels that if service on a jury is made contingent on payment then that obligation has been cheapened.

Councillor Smith seconded Councillor Franklin's motion and moved the question. Councillor Gilmer seconded this motion and it passed by unanimous voice vote.

Proposal No. 615, 1992 was adopted on the following roll call vote; viz:

19 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
9 NAYS: Boyd, Brents, Gray, Hinkle, Jimison, Jones, Mullin, Short, Williams
1 NOT VOTING: Black

Proposal No. 615, 1992 was retitled GENERAL ORDINANCE NO. 76, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1993

A GENERAL ORDINANCE repealing Sec. 281-325 (formerly Sec. 2-410.5) of the Revised Code.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to repeal Sec. 281-325 (formerly Sec. 2-410.5) in Article III in Chapter 281, deleting the stricken-through text as follows:

~~Sec. 281-325. Supplemental juror fees.~~

~~In addition to the fees prescribed by IC 33-19-1-4(a)(2), impaneled jurors of the Marion Circuit, Superior, and Municipal Courts and members of the grand jury shall be paid ten dollars ($10.00) for each day the juror is in actual attendance in court after twelve noon and until the jury is impaneled and seventeen dollars and fifty cents ($17.50) for each day the juror is in actual attendance after impaneling and until the jury is discharged (making total juror fees of ten dollars ($10.00) per day for those attending the jury selection process but released before noon, or twenty dollars ($20.00) if required to stay beyond noon, or thirty-seven dollars and fifty cents ($37.50) per day for those citizens who are actually impaneled on a jury.)~~

SECTION 2. The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 318, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 318, 1993 on June 28, 1993. The proposal, sponsored by Councillor Dowden, creates a Clerk's Record Perpetuation Fund. Councillor Rhodes said that this fund needs to be established so that the revenue collected from the Enhanced Access computerization can be placed in that fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Dowden, for adoption. Proposal No. 318, 1993, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
6 NOT VOTING: Black, Brents, Golc, Gray, Mullin, Williams

Proposal No. 318, 1993, as amended, was retitled GENERAL ORDINANCE NO. 77, 1993 and reads as follows:

CITY-COUNTY COUNCIL GENERAL ORDINANCE NO. 77, 1993

A GENERAL ORDINANCE creating a Clerk's Record Perpetuation Fund.

WHEREAS, IC 33-19-6-1.5 requires the establishment of a clerk's record perpetuation fund;

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County is hereby amended by adding a new Article II in Chapter 135 to read as follows:

ARTICLE II. NON-REVERTING COUNTY FUNDS

Sec. 135-301. Clerk's record perpetuation fund. There is hereby created a clerk's record perpetuation fund, in accordance with IC 33-19-6-1.5.

Sec. 135-302. Non-reverting fund. The clerk shall deposit into the clerk's record perpetuation fund all revenue received by the clerk for the transmitting of documents. The clerk shall deposit into the clerk's record perpetuation fund all revenue for access provided to public records received pursuant to Sec. 385-307(c) of the Revised Code of the Consolidated City and County, all revenue for facsimile documents sent by the clerk, and all revenue received for the facsimile transmission to the clerk of court pleadings. The unappropriated balances in such fund at the end of each calendar year shall not revert to the county general fund.

Sec. 135-303. Uses and appropriations.

(a) The money in the clerk's record perpetuation fund may be used for the following purposes:

(1) The preservation of records.

(2) The improvement of record keeping systems and equipment.

(b) Amounts shall be paid from such fund only pursuant to appropriations authorized by the City-County Council in the normal budgeting processes.

SECTION 2. This ordinance shall be in full force and effect from and after its passage by the City-County Council and approval by the Mayor.

PROPOSAL NO. 319, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 319, 1993 on June 28, 1993. The proposal creates an Enhanced Access Fund and Board. Enhanced Access will permit non-governmental agencies access to various public documents through computerization for a fee. The Enhanced Access Board will consist of fifteen members. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Rhodes moved to amend Sec. 285-308 by deleting the words "Notwithstanding any other provision of this Article" in the first line, and inserting in lieu therefor the words "For purposes solely of the distribution of enhanced access fees." This motion was seconded by Councillor Short and passed by unanimous voice vote. Councillor Rhodes commended the County Clerk and County Treasurer for all their work on this proposal.

Councillor Beadling asked what is the initial cost and how long will it take to recover that expense. Mary Buckler, County Treasurer, replied that there is no cost to the taxpayers. The cost is borne entirely by the user or the subscriber.

Councillor Curry stated that Sec. 285-301 states that the citizens are the owners of all computerized information in the custody of any public agency. Public agency might present a problem if the public agency is also a member of consortium which also owns and sells electronic data specifically the IMAGIS groups. He asked if there is any concern about dual ownership or dual control. Councillor Rhodes replied that any disputes will be addressed by the Enhanced Access Board.

The President passed the gavel to Councillor West.

The President stated that by using the term Consolidated City in Sec. 285-301 the citizens who live in the excluded towns are omitted.

Councillor West passed the gavel back to the President.

Councillor Beadling moved to amend Sec. 285-301 by deleting the words "Consolidated City" at the end of the first sentence and in the second sentence, and inserting in lieu thereof the

words "Marion County." Councillor West seconded this motion and it passed by unanimous voice vote.

Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption.

Proposal No. 319, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Black, Coughenour

Proposal No. 319, 1993 was retitled GENERAL ORDINANCE NO. 78, 1993 and reads as follows:

CITY-COUNTY COUNCIL GENERAL ORDINANCE NO. 78, 1993

A GENERAL ORDINANCE creating an Enhanced Access Board and establishing a dedicated Enhanced Access Fund.

WHEREAS, IC 5-14-3-3.5 authorizes the provision of enhanced access to public records as an additional means of inspecting and copying public records; and

WHEREAS, IC 5-14-3-8.3 requires the creation of an enhanced access fund by the fiscal body of any political subdivision having a public agency which charges a fee for enhanced access;

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 285 of the Revised Code of the Consolidated City of Indianapolis and Marion County is amended by adding a new Article III to read as follows:

ARTICLE III. MARION COUNTY ENHANCED ACCESS BOARD

Sec. 285-301. Intent of Article.

In enacting this article, the Council finds and declares that the Consolidated City of Indianapolis and Marion County, together with all of its public agencies, exist solely to aid the citizens of Marion County. The Council finds and declares that the citizens of Marion County are the owners of all computerized information in the custody of any public agency. The purposes of this article are to encourage and facilitate access to that computerized information through the establishment of enhanced access services. This article shall be liberally construed to effect those purposes.

Sec. 285-302. Definitions.

As used in this article,

(a) *Board* and *Enhanced Access Board* mean the Enhanced Access Board of Marion County created by Sec. 285-303 of this article.

(b) *Computerized information* means any public information which could be made available for inspection by means of enhanced access.

(c) *Custodian* means the public agency which compiles, collects, creates or otherwise obtains or maintains computerized information in the course of carrying out its legal duties. "Custodian" shall not mean the Information Services Agency of Indianapolis and Marion County or the Marion County Justice Agency, which provide management information services to other public agencies.

(d) *Enhanced access* means the inspection of a public record by a person other than a governmental entity and that:

(1) is by means of an electronic device other than an electronic device provided by a public agency in the office of the public agency; or

(2) requires the compilation or creation of a list or report that does not result in the permanent electronic storage of the information.

(e) *Fund* means the Enhanced Access Fund created by Sec. 285-304 of this article.

(f) *Public Agency* means a governmental department, office, court, elected official or other entity whose budget is subject to approval by the City-County Council of the Consolidated City of Indianapolis and Marion County.

Sec. 285-303. Enhanced Access Board Created.

(a) There is hereby created the Enhanced Access Board of Marion County. The Enhanced Access Board consists of:

(1) The Marion County Auditor;
(2) The Marion County Clerk;
(3) The Marion County Prosecutor;
(4) The Marion County Recorder;
(5) The Marion County Sheriff;
(6) The Marion County Treasurer;
(7) The Controller of the City of Indianapolis;
(8) The Director of the Department of Public Safety of the City of Indianapolis;
(9) The Director of the Department of Administration of the City of Indianapolis;
(10) The Director of the Department of Metropolitan Development of the City of Indianapolis;
(11) The Director of the Information Services Agency of Indianapolis and Marion County;
(12) One (1) person appointed by majority vote of the Marion County Justice Agency Board;
(13) One (1) township assessor appointed by majority vote of the nine (9) township assessors of Marion County;
(14) One (1) judge appointed by majority vote of the Judges of the courts of record of Marion County; and
(15) One (1) City-County Councillor appointed by majority vote of the City-County Council.

(b) Any member of the Board may designate in writing any person to serve as a designated member in the member's stead. Designees shall serve at the pleasure of the designating member. A designee may not designate a person to serve in the designee's stead under this subsection (b).

(c) Members appointed to the Board by majority vote of other public officials, under the terms of subsection (a) of this section, shall serve for a fixed term of one (1) year, or until a replacement member is duly appointed.

(d) The Enhanced Access Board shall elect a chairman and a secretary, and shall adopt such rules for the performance of its duties as it shall deem necessary.

(e) Eight (8) members of the Enhanced Access Board shall constitute a quorum for the purpose of conducting the business of the Board.

Sec. 285-304. Enhanced Access Fund Created.

(a) There is hereby created the Enhanced Access Fund.

(b) The Enhanced Access Fund shall consist of all fees collected by any public agency, under IC 5-14-3-8(h) or IC 5-14-3-8(i) of the Indiana Code.

(c) The Enhanced Access Fund is a dedicated fund and shall be used for the replacement, improvement and expansion of capital expenditures and the reimbursement of operating expenses incurred in providing enhanced access to public information, together with any other purpose which is or may hereafter be authorized, under IC 5-14-3-8.3(b) of the Indiana Code or otherwise.

Sec. 285-305. Fund Administration.

The Enhanced Access Board shall administer the Enhanced Access Fund, and shall determine the proper appropriations to be recommended to the City-County Council for the Enhanced Access Fund.

Sec. 285-306. Enhanced Access Proposals.

(a) Any public agency desiring to provide enhanced access shall first submit a statement to the Enhanced Access Board:

(1) Identifying the computerized information to which enhanced access is to be provided;

(2) Describing the end product to be provided to any person who obtains the proposed enhanced access;

(3) Describing the fee structure for the proposed enhanced access;

(4) Identifying all other public agencies which the submitting public agency believes are also custodians of the computerized information to which enhanced access is to be provided; and

(5) Identifying all other public agencies which the submitting public agency believes are also providing an enhanced access end product similar to the proposed enhanced access end product.

(b) Upon receipt of the statement required by subsection (a) of this section, the Board shall determine:

(1) Whether the submitting public agency has proposed a reasonable fee structure for the proposed enhanced access;

(2) Which public agency or agencies are the custodians of the computerized information to which enhanced access is proposed and the percentage the computerized information is in the custody of each public agency in the event the computerized information is in the custody of more than one public agency; and

(3) Whether the proposed enhanced access end product is similar to the enhanced access end product being provided by any other public agency.

(c) If the Board determines that:

(1) the submitting public agency's proposed fee structure is not reasonable; and

(2) either:

(i) the submitting public agency is not the sole custodian of the computerized information to which enhanced access is proposed; or

(ii) the proposed enhanced access end product is similar to the enhanced access end product being provided by any other public agency,

then the Board shall so advise the submitting public agency, and the submitting public agency shall not provide the proposed enhanced access until the submitting public agency and the Board have agreed upon a reasonable fee structure.

(d) Except as provided in subsection (c) of this section, the Enhanced Access Board may neither prohibit nor require enhanced access to any computerized information over the objection of any custodian of that computerized information.

(e) The Enhanced Access Board shall be the final arbiter of enhanced access disputes, including all disputes concerning custody of computerized information, reasonableness of fee structures, and the determination of whether multiple enhanced access end products are similar, except that the circuit, superior and municipal courts shall be the final arbiter of enhanced access disputes regarding their respective court records.

Sec. 285-307. Distribution of Enhanced Access Fees.

The Enhanced Access Fund is subject to the appropriation of the City-County Council. Fees collected for enhanced access transactions shall be distributed as follows:

(a) Costs incurred by the Information Services Agency of Indianapolis and Marion County in enabling a particular type of enhanced access shall be calculated and reimbursed in the same manner as the Information Services Agency's chargeback to other public agencies for information services.

(b) Costs (as approved by the Enhanced Access Board) incurred by any other public agency, including the Marion County Treasurer in billing enhanced access fees, and the custodian or custodians of computerized information in enabling a particular type of enhanced access, shall be reimbursed to that public agency.

(c) After the reimbursement of costs under subsections (a) and (b) of this section for each enhanced access transaction, twenty percent (20%) of the fees remaining shall be distributed to the custodian or custodians of the computerized information to which enhanced access is provided, to be used for the purposes specified in Sec. 285-304(c).

(d) With the assistance and recommendation of the Enhanced Access Board, the remaining balance in the Enhanced Access Fund shall be appropriated by the City-County Council to any of the participating public agencies to be expended for the purposes specified in Sec. 285-304(c).

Sec. 285-308. Court records.

For purposes solely of the distribution of enhanced access fees, the Clerk of the Marion Circuit Court shall be deemed the custodian of all computerized information compiled, collected, created or otherwise obtained or maintained by the Clerk on behalf of the courts of record of Marion County.

SECTION 2. This resolution shall be in full force and effect from and after its passage by the City-County Council and approval by the Mayor.

PROPOSAL NO. 349, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 349, 1993. The proposal approves the disbursement of $50,000 of Community Development Block Grant Funds. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 349, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
5 NOT VOTING: Black, Dowden, Giffin, Rhodes, Schneider

Proposal No. 349, 1993 was retitled SPECIAL RESOLUTION NO. 46, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1993

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 21, 1992, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 57, 1992, 1993 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council, reads as follows:

SECTION 4.01. State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted an element of its Abandoned Buildings Program, utilizing a portion of the Community Development Grant Funds, to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the submitted portion of the Abandoned Buildings Program submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That portion of the Abandoned Buildings Program submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A
1993 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS

Westside Community Development Corporation/Receivership $50,000

Project will provide construction capital for the rehabilitation of 2315 W. Walnut. The Westside Community Development Corporation (WCDC) will serve as a receiver on this abandoned house. WCDC will bring it up to habitable standards, foreclose on the receivership lien and then sell it to a low to moderate income family. The proceeds from the sale will be returned to the Abandoned Buildings Program fund.

PROPOSAL NO. 264, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 264, 1993 on July 7, 1993. The proposal amends the Code by deleting the College Avenue "bus lane" between Fairfield Avenue and Massachusetts Avenue and authorizing turn restrictions and on-street parking controls on this segment (District 22). By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 264, 1993, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Black, Borst, Giffin

Proposal No. 264, 1993, as amended, was retitled GENERAL ORDINANCE NO. 79, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-29, Transportation Board to designate crosswalks, establish safety zones, mark traffic lanes; Section 29-152, Left turns prohibited at enumerated locations; Section 29-267, Parking prohibited at all times on certain streets; and Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-152, Left turns prohibited at enumerated locations, be, and the same is hereby amended by the deletion of the following, to wit:

(2) Left turns prohibited from specified street or direction

AT ANY TIME

Street Vehicle Traveling Upon	*Prohibited Intersection and Turn*
Any westbound alley, private drive or other means of ingress or entrance to College Avenue, between Massachusetts Avenue and Fairfield Avenue	College Avenue, Southbound
Ninth Street, westbound	College Avenue, southbound
Tenth Street, westbound	College Avenue, southbound
Eleventh Street, westbound	College Avenue, southbound
Twelfth Street, westbound	College Avenue, southbound
Thirteenth Street, westbound	College Avenue, southbound
Fourteenth Street, westbound	College Avenue, southbound
Fifteenth Street, westbound	College Avenue, southbound
Sixteenth Street, westbound	College Avenue, southbound
Seventeenth Street, westbound	College Avenue, southbound
Nineteenth Street, westbound	College Avenue, southbound
Twentieth Street, westbound	College Avenue, southbound
Twenty-first Street, westbound	College Avenue, southbound
Twenty-second Street, westbound	College Avenue, southbound
Twenty-third Street, westbound	College Avenue, southbound
Twenty-fourth Street, westbound	College Avenue, southbound
Twenty-fifth Street, westbound	College Avenue, southbound
Twenty-Seventh Street, westbound	College Avenue, southbound
Twenty-Eighth Street, westbound	College Avenue, southbound

Thirtieth Street, westbound	College Avenue, southbound
Thirty-second Street, westbound	College Avenue, southbound
Thirty-third Street, westbound	College Avenue, southbound
Thirty-fourth Street, westbound	College Avenue, southbound
College Avenue, southbound	Any eastbound alley, private drive or other means of egress from College Avenue, to the east between Massachusetts Avenue and Fairfield Avenue
College Avenue, southbound	Ninth Street, eastbound
College Avenue, southbound	Tenth Street, eastbound
College Avenue, southbound	Eleventh Street, eastbound
College Avenue, southbound	Twelfth Street, eastbound
College Avenue, southbound	Thirteenth Street, eastbound
College Avenue, southbound	Fourteenth Street, eastbound
College Avenue, southbound	Fifteenth Street, eastbound
College Avenue, southbound	Sixteenth Street, eastbound
College Avenue, southbound	Seventeenth Street, eastbound
College Avenue, southbound	Nineteenth Street, eastbound
College Avenue, southbound	Twentieth Street, eastbound
College Avenue, southbound	Twenty-first Street, eastbound
College Avenue, southbound	Twenty-secondStreet,eastbound
College Avenue, southbound	Twenty-third Street, eastbound
College Avenue, southbound	Twenty-fourth Street, eastbound
College Avenue, southbound	Twenty-fifth Street, eastbound
College Avenue, southbound	Twenty-seventh Street, eastbound
College Avenue, southbound	Twenty-eight Street, eastbound
College Avenue, southbound	Thirtieth Street, eastbound
College Avenue, southbound	Thirty-second Street, eastbound
College Avenue, southbound	Thirty-third Street, eastbound
College Avenue, southbound	Thirty-fourth Street, eastbound
College Avenue, southbound	Fairfield Avenue, eastbound
College Avenue, southbound	Massachusetts Avenue, eastbound

College Avenue, southbound	Puryear, eastbound
College Avenue, southbound	Sutherland Avenue, eastbound
Fairfield Avenue, westbound	College Avenue, southbound
Puryear, westbound	College Avenue, southbound
Sutherland Avenue, westbound	College Avenue, southbound

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

College Avenue, on the eastside,
from Walnut Street to Twelfth Street

College Avenue, on the eastside,
from Twenty-eighth Street to Fall Creek Parkway, North Drive

College Avenue, on the westside,
from Massachusetts Avenue to Fairfield Avenue

Thirtieth Street, on the southside,
from College Avenue to Fall Creek Parkway, North Drive

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-29, Transportation Board to designate crosswalks, establish safety zones, mark traffic lanes, be, and the same is hereby amended by the deletion of the following, to wit:

BUS LANE

College Avenue, southbound,
from Fairfield Avenue to Massachusetts Avenue

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
from 6:00 a.m. to 9:00 p.m.

Thirtieth Street, on both sides,
from Capitol Avenue to Arsenal Avenue

College Avenue, on the west side,
from 260' south of the south curbline
of Thirty-eighth Street to Fairfield Avenue

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-152, Left turns prohibited at enumerated locations, be, and the same is hereby amended by the addition of the following, to wit:

(2) Left turns prohibited from specified street and direction

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
from 7:00 a.m. to 9:00 a.m., and
from 3:00 p.m. to 6:00 p.m.

Street Vehicle Traveling Upon	*Prohibited Intersection and Turn*
College Avenue, northbound	Fall Creek Parkway, westbound
College Avenue, northbound	14th Street, westbound

SECTION 6. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

College Avenue, on the westside,
from 9th Street to Eleventh Street

College Avenue, on the eastside,
from Walnut Street to Thirteenth Street

College Avenue, on the eastside,
from 385 feet south of Sixteenth Street to
315 feet north of Sixteenth Street

College Avenue, on the eastside,
from 275 feet south of Twenty-second Street to
270 feet north of Twenty-second Street

College Avenue, on the eastside,
from 275 feet south of Twenty-fifth Street to
270 feet north of Twenty-fifth Street

College Avenue, on the westside,
from Twenty-eighth Street to 400 feet north
of Fall Creek Parkway

College Avenue, on the eastside,
from Twenty-eighth Street to Fall Creek Parkway

Twenty-fifth Street, on the southside,
from 100 feet west of College Avenue to
100 feet east of College Avenue

College Avenue, on the east side,
from 330' feet south of Thirtieth Street to
320' North of Thirtieth Street

Thirtieth Street, on the southside,
from Broadway street to Guilford Avenue

SECTION 7. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
from 6:00 a.m. to 9:00 a.m., and
from 3:00 p.m. to 6:00 p.m.

Thirtieth Street, on the southside,
from Capitol Avenue to Ruckle Street

Thirtieth Street, on the southside,
from Guilford Avenue to Arsenal Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 327, 328, 329, 330, 331 and 332, 1993. PROPOSAL NO. 327, 1993. The proposal amends the Code by authorizing stop signs in the Allison Pointe subdivision (District 3). PROPOSAL NO. 328, 1993. The proposal amends the Code by authorizing stop signs at Park Avenue and 84th Street (District 2). PROPOSAL NO. 329, 1993. The proposal amends the Code by authorizing a multi-way stop at the intersection of Fairway Drive, Steven

Street and 72nd Street (District 2). PROPOSAL NO. 330, 1993. The proposal amends the Code by authorizing a multi-way stop at Washington Boulevard and 84th Street (District 2). PROPOSAL NO. 331, 1993. The proposal amends the Code by authorizing a multi way stop at the intersection of Bertha Street, Cloverleaf Court and Hardin Boulevard (District 18). PROPOSAL NO. 332, 1993. The proposal amends the Code by authorizing a multi-way stop at Mitthoefer Road and Prospect Street (District 13). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 327, 328, 329, 330, 331 and 332, 1993 on June 23, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 327, 328, 329, 330, 331 and 332, 1993 were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Black

Proposal No. 327, 1993 was retitled GENERAL ORDINANCE NO. 80, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
5, Pg. 1	Allison Pointe Blvd & Allison Pointe Tr	Allison Pointe Blvd	Stop
5, Pg. 1	Allison Pointe Tr & 82nd St	82nd St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 328, 1993 was retitled GENERAL ORDINANCE NO. 81, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 5	Park Av. & 84th St.	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 5	Park Av. & 84th St.	Park Av.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 329, 1993 was retitled GENERAL ORDINANCE NO. 82, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 82, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
II, Pg. 6	Fairway Dr. & Steven Ln. & 72nd St.	Fairway Dr.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
II, Pg. 6	Fairway Dr. & Steven Ln. & 72nd St.	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 330, 1993 was retitled GENERAL ORDINANCE NO. 83, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 7	Washington Blvd, 84th St	Washington Blvd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 7	Washington Blvd, 84th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 331, 1993 was retitled GENERAL ORDINANCE NO. 84, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
23, Pg. I	Bertha St & Cloverleaf Ct & Hardin Blvd	Bertha St & Hardin Blvd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
23, Pg. I	Bertha St & Cloverleaf Ct & Hardin Blvd	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 332, 1993 was retitled GENERAL ORDINANCE NO. 85, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
35, Pg. 1	Mitthoefer Rd & Prospect St	Prospect St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
35, Pg. 1	Mitthoefer Rd & Prospect St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993 on June 23, 1993. PROPOSAL NO. 334, 1993. The proposal amends the Code by authorizing parking restrictions on Johnson Avenue from Washington Street to Julian Street (District 13). PROPOSAL NO. 335, 1993. The proposal amends the Code by authorizing parking restrictions on Prospect Street between Sherman Avenue and Keystone Avenue (Districts 15, 21). PROPOSAL NO. 337, 1993. The proposal amends the Code by deleting rush hour parking restrictions on the west side of College Avenue between Ohio Street and Massachusetts Avenue (District 22). PROPOSAL NO. 338, 1993. The proposal amends the Code by authorizing rush hour parking restrictions for Delaware Street on the westside from Fall Creek Parkway to 30th Street and for Washington Boulevard on the westside from Fall Creek Parkway to 30th Street (District 22). PROPOSAL NO. 339, 1993. The proposal amends the Code by deleting all trolley stops (Districts 16, 22). PROPOSAL NO. 340, 1993. The proposal amends the Code by authorizing weight limit restrictions for Farley area (District 18). PROPOSAL NO. 341, 1993. The proposal amends the Code by authorizing weight limit restrictions on Brill Street from Southern Avenue to Troy Avenue (District 20). PROPOSAL NO. 342, 1993. The proposal amends the Code by authorizing a loading zone for 1125 Brookside Avenue (District 22). PROPOSAL NO. 359, 1993. The proposal amends the Code by authorizing a multi-way stop at Old Stone Drive and Promontory Road (District 5). PROPOSAL NO. 360, 1993. The proposal amends the Code by authorizing 90 degree parking on Chateau Court, around the cul-de-sac (District 12). PROPOSAL NO. 364, 1993. The proposal amends the Code by authorizing a traffic signal at Arlington Avenue and Thompson Road (District 23). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993 on June 23, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993 were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Black

Proposal No. 334, 1993 was retitled GENERAL ORDINANCE NO. 86, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets, and Section 29-272, Parking time restricted on designated days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Johnson Avenue, on both sides,
from Washington Street to the first
alley south of Washington Street to Julian Avenue

Johnson Avenue, on the east side, from the
first alley south of Washington Street to Julian Avenue

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Johnson Avenue, on the east side,
from Washington Street to Julian Avenue

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR ON ANY DAY EXCEPT SUNDAY
from 7:00 am to 6:00 pm

Johnson Avenue, on the west side,
from Washington Street to Julian Avenue

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the addition of the following, to wit:

ONE HOUR ON ANY DAY EXCEPT SUNDAY
from 7:00 am to 6:00 pm

Johnson Avenue, on the west side,
from Washington Street to a point
135 feet south of Washington Avenue

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 335, 1993 was retitled GENERAL ORDINANCE NO. 87, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Prospect Street, on the north side,
from 160 feet west of Keystone Avenue
to 130 feet east of Keystone Avenue

Prospect Street, on the south side,
from 130 feet west of Keystone Avenue
to 130 feet east of Keystone Avenue

Prospect Street, on the north side,
from 130 feet west of Sherman Drive
to 220 feet east of Sherman Drive

Prospect Street, on the south side,
from 130 feet west of Sherman Drive
to 130 feet east of Sherman Drive

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 337, 1993 was retitled GENERAL ORDINANCE NO. 88, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; Section 268, Stopping, standing or parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

EXCEPT SATURDAYS AND SUNDAY
from 6:00 a.m. to 9:00 a.m.
from 3:00 p.m. to 6:00 p.m.

College Avenue, on the westside,
from Market Street to Massachusetts Avenue

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated street, be, and the same is hereby amended by the addition of the following, to wit:

College Avenue, on the westside,
from Michigan Street to a point 90 feet south of Michigan Street

College Avenue, on the westside,
from Ohio Street to Market Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 338, 1993 was retitled GENERAL ORDINANCE NO. 89, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 89, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS
from 7:00 a.m. to 9:00 a.m.

Delaware Street, on the westside,
from Fall Creek Parkway to 30th Street

ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS
from 4:00 p.m. to 6:00 p.m.

Washington Boulevard, on the westside,
from Fall Creek Parkway to 30th Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 339, 1993 was retitled GENERAL ORDINANCE NO. 90, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-332, Bus stop and trolley stop zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-332, Bus stop and trolley stop zones, be, and the same is hereby amended by the deletion of the following, to wit:

TROLLEY STOP ZONES

Capitol Avenue, on the west side,
from a point 345 feet south of Georgia Street
to a point 375 feet south of Georgia Street (30 feet)

Delaware Street, on the east side,
from a point 353 feet south of Washington Street
to a point 393 feet south of Washington Street (40 feet)

Delaware Street, on the east side,
from a point 248 feet south of Washington Street
to a point 307 feet south of Washington Street (59 feet)

East Street, on the west side,
from a point 191 feet north of Michigan Street
to a point 227 feet north of Michigan Street (36 feet)

East Street, on the west side,
from a point 17 feet south of Michigan Street
to a point 76 feet south of Michigan Street (59 feet)

East Street, on the west side, from Vermont Street
to a point 70 feet north of Vermont Street (70 feet)

Ft. Wayne Street, on the southeast side,
from a point 70 feet north of Arch Street
to a point 158 feet north of Arch Street (88 feet)

Illinois Street, on the east side,
from a point 21 feet south of Market Street
to a point 70 feet south of Market Street (49 feet)

Illinois Street, on the east side, from Ohio Street
to a point 55 feet south of Ohio Street (55 feet)

Market Street, on the north side,
from a point 209 feet east of Delaware Street
to a point 240 feet east of Delaware Street (31 feet)

Market Street, on the north side,
from a point 158 feet west of Delaware Street
to a point 195 feet east of Delaware Street (37 feet)

Market Street, on the south side,
from a point 226 feet east of Delaware Street
to a point 274 feet east of Delaware Street (48 feet)

Market Street, on the south side,
from a point 33 feet west of Delaware Street
to a point 97 feet west of Delaware Street (64 feet)

Market Street, on the west side,
from a point 16 feet north of Ninth Street
to a point 66 feet north of Ninth Street (50 feet)

Meridian Street, on the east side,
from a point 21 feet south of Ninth Street
to a point 68 feet south of Ninth Street (47 feet)

Meridian Street, on the east side,
from a point 13 feet south of New York Street
to a point 72 feet south of New York Street (59 feet)

New Jersey Street, on the east side,
from a point 25 feet south of New York Street
to a point 89 feet south of New York Street (64 feet)

New Jersey Street, on the east side,
from a point 23 feet south of North Street
to a point 60 feet south of North Street (37 feet)

New Jersey Street, on the east side,
from a point 20 feet north of Ohio Street
to a point 63 feet north of Ohio Street (43 feet)

New Jersey Street, on the east side,
from a point 20 feet south of St. Clair Street
to a point 60 feet south of St. Clair Street(40 feet)

New Jersey Street, on the east side,
from a point 17 feet north of Walnut Street
to a point 83 feet north of Walnut Street (66 feet)

North Street, on the south side,
from a point 50 feet west of Massachusetts Avenue
to a point 84 feet west of Massachusetts Avenue (34 feet)

North Street, on the south side,
from a point 22 feet west of New Jersey Street
to a point 58 feet west of New Jersey Street (36 feet)

Ohio Street, on the south side,
from a point 13 feet west of Capitol Avenue
to a point 63 feet west of Capitol Avenue (50 feet)

Ohio Street, on the south side,
from a point 22 feet west of Meridian Street
to a point 122 feet west of Meridian Street (100 feet)

Pennsylvania Street, on the west side,
from a point 15 feet south of Washington Street
to a point 55 feet south of Washington Street (40 feet)

Pennsylvania Street, on the west side,
from a point 104 feet north of Washington Street
to a point 137 feet north of Washington Street (33 feet)

St. Clair Street, on the north side,
from a point 48 feet east of Alabama Street
to a point 98 feet east of Alabama Street (50 feet)

St. Joseph Street, on the north side, from Meridian Street
to a point 51 feet east of Meridian Street (51 feet)

South Street, on the south side,
from a point 25 feet east of Pennsylvania Street
to a point 99 feet east of Pennsylvania Street (74 feet)

Vermont Street, on the north side, from Massachusetts Avenue
to a point 50 feet east of Massachusetts Avenue (50 feet)

Vermont Street, on the north side,
from a point 18 feet east of New Jersey Street
to a point 57 feet east of New Jersey Street(39 feet)

Washington Street, on the north side,
from a point 381 feet west of Capitol Avenue
to a point 431 feet west of Capitol Avenue (50 feet).

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 340, 1993 was retitled GENERAL ORDINANCE NO. 91, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS

Bauman Street, from
Tenth Street to Thirteenth Street

Carlsen Avenue, from
Girls School Road to Thorndale Court

Doris Drive, from
Girls School Road to Sixteenth Street

Eleanor Avenue, from
Tenth Street to Thirteenth Street

Farley Drive, from
Eleventh Street to Doris Drive

Glen Arm Road, from
Tenth Street to Fourteenth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 341, 1993 was retitled GENERAL ORDINANCE NO. 92, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Brill Street, from
Southern Avenue to Troy Avenue

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 342, 1993 was retitled GENERAL ORDINANCE NO. 93, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 93, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and material loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-33 I, Passenger and material loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Brookside Avenue, on the north side,
from the south curbline of Eleventh Street to a point
50 feet south of the south curbline of Eleventh Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

Proposal No. 359, 1993 was retitled GENERAL ORDINANCE NO. 94, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
7, Pg. 3	Old Stone Drive & Promontory Rd.	Promontory Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
7, Pg. 3	Old Stone Drive & Promontory Rd.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

Proposal No. 360, 1993 was retitled GENERAL ORDINANCE NO. 95, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 95, I993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-254, Manner of Parking.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-254, Manner of parking, be, and the same is hereby amended by the addition of the following, to wit:

(c) *90 degree angle.* Whenever parking is permitted on any of the following streets or parts thereof, parking at an angle of ninety (90) degrees to the curb, or if there is no curb, then to line of the traveled roadway, shall be used, and vehicles shall not be parked otherwise thereon:

Chateau Court, around the cul-de-sac

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

Proposal No. 364, 1993 was retitled GENERAL ORDINANCE NO. 96, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
41, Pg. I	Arlington Av & Thompson Rd	None	All Way Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
41, Pg. 1	Arlington Av & Thompson Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The following motion for adjournment was requested by:

(1) Councillors SerVaas, West, and Boyd in memory of Beverly Scott Wilkes, and

(2) Councillor Boyd in memory of Lt. Col. Stanley W. Hodges.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Beverly Scott Wilkes and Lt. Col. Stanley W. Hodges. Councillor Boyd respectfully asked for the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action. Councillor West seconded the motion and it passed by unanimous voice vote.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 12th day of July, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, AUGUST 2, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, August 2, 1993, with Councillor SerVaas presiding.

Councillor O'Dell led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Moriarty

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Beadling recognized George Lynch, Executive Assistant, Department of Transportation, and wished him a Happy Birthday.

OFFICIAL COMMUNICATIONS

Honorable Stephen Goldsmith, Mayor, presented his annual city budget to the Council with the following remarks:

Thank you. I'll try to present the highlights of the budget in a fairly brief way. Let me begin by thanking Jim Steele, who is over my left shoulder, who has spent a substantial amount of time trying to make sure that our budget is clear, concise and fundable.

I would like to make a few opening comments, if I could, before talking directly about the budget. First, I think it's worth reiterating the central theme under which this budget and the last was submitted, and that's that the City of Indianapolis simply cannot afford to raise property taxes.

Not only can we not afford to raise them for whatever political reasons may be out there, but economically we cannot afford to raise property taxes. Anything that we do to make Indianapolis successful has to rest on a base of low property taxes.

I think probably the most vivid way to bring this message home is to show you--although we don't agree with the message--what Anderson is doing on the outskirts of Indianapolis. There's a billboard in the Castleton area that says, "Buy a New Home in (I won't mention the name of the city since we're on Channel 16) and Save $1000s in Taxes." We have economic pressure from surrounding counties trying to suggest that our citizens should take their wealth outside of the county. If in fact we raise property taxes, we, over time, reduce the amount of revenue available. Not increase, but reduce the amount of revenue available to city government. This dynamic, which is now probably the most important aspect of the budget, will flow through my comments tonight.

Today's budget that we submit for your consideration, and hopefully for your approval, has several aspects to it that we consider accomplishments: No new property taxes; a balanced, or nearly balanced budget; decreased numbers of employees through attrition; increased services, particularly in the area of public safety; and increased percentage of resources spent on public safety.

The tax rate for the City of Indianapolis, as the Council well knows, because you've been working on this for a number of years, will remain the same if approved by the Council for 1994 as it was in '93, as it was in '92, as it was in '91 and as it was in 1990. For the fifth year in a row there is no proposed increase in the tax rate for the City of Indianapolis.

Second, the appropriations, the amount of money that we ask your permission to spend next year, will be essentially the same or actually slightly down from the appropriations for this year.

If we look at the appropriations for the City of Indianapolis since 1987, for example, we can see that the amount of money available to government kept increasing in part because of new taxes and in part because of the new increases in assessed value to the time they essentially peaked in 1992. For the last three years, '92, '93 and '94, the appropriations have leveled off and the budget we are asking this year--$473 million--is just about the same as the budget we submitted last year--$472 million.

Third and more importantly perhaps, is that the budget gap has essentially been closed. Again, looking back several years, we can see that the budget gap rose from about $7.7 million in 1987, up to $20 million in 1992. Last year when I came before you with the 1993 budget we had a gap of $2.8 million, which we promised to close by the end of the year. By the end of this year, that gap that was $2.8 million will turn into a $6 million surplus.

This year we are proposing a budget with a gap of only $900,000 down from $20 million two years ago, and we're confident that this will turn into a budget surplus as well. So this budget is a budget that is balanced and balanced fairly precisely.

Fourth, inside this budget is a further reduction in city employees. The budgeted full-time employees of city government will be down approximately 180 more next year over this year. The number of budgeted non-public-safety employees in the last two years will have been reduced from 2,590 budgeted positions to 2,089 budgeted positions, or a reduction of 501 in non-public-safety employment. The number of budgeted non-public-safety employees will be down 20% in 1994.

For those of you I know who are rightly concerned about these issues, I would like to reemphasize that attrition is exceeding outsourcing or privatization. So there are no lay-offs of employees that will be necessary over the numbers that come with the regular rate of attrition. Given essentially our flexible hiring freeze, we will be able to continue to move in a downward trend.

Let me make a couple other observations about the budget. Last year when I appeared before you, I conceded that the budget that I was presenting was focused on the wrong thing. We were focused on how much money we were spending, rather than providing you the tools to hold us accountable for our outcomes or our results. Managing government only on the amount of money it spends is a not very helpful process because doing something efficiently that we shouldn't be doing at all doesn't make any sense; and neither does doing something that is valuable inefficiently.

So this year, in addition to the usual statutory budget you are used to, we have presented a "popular" budget. This popular budget, we think, is an important breakthrough because it will allow you to hold us accountable.

First of all, the popular budget is accessible. It's not <u>easy</u> to understand, but it's <u>easier</u> to understand than the statutory budget. We have in this popular budget a list of all the activities performed by Indianapolis city

government and how much these activities cost. We've asked each division of each department to tell us how you and I should measure their performance.

The popular budget provides you with a list of all the outcomes that city government wants to achieve. Now because this is a new process, you may want to tinker with some of these. You may find mistakes in some, and you may think some of the ways of measuring those performances are incorrect. You may say that some are things that government shouldn't even be doing. But the purpose of this is to make this debate one that the public can understand and hold us accountable for.

As you go through the popular budget, you will be able to see how much money we are spending for housing, how much money we're spending for smooth streets, how much money we're spending to clean out the sewers, how many miles of sewers we're going to clean out for that amount of money, how many miles of smooth streets we're going to have for that amount of money, how many houses we're going to remodel and so on. We think the popular budget will provide a management tool that will allow you and the public to hold us accountable.

I should also say that we believe the popular budget provides a recipe for pay-for-performance. The tendency of city government to either freeze everybody's salaries or increase everybody's salaries by the same amount, we think, misses the point. As employees perform in an exceptional way, they should be rewarded for it. The City is trying to implement pay-for-performance, with the Council's approval, consistent with the performance objectives that are set out in the budget. You should hold me responsible, I should hold my employees responsible and the citizens should hold all of us responsible for the targets that we say we are going to meet with the money we spend. And so this budget, for the first time, is not only an input budget that just explains how much money we plan to spend, it's an outcome budget that will allow you to hold us responsible and measure our performance.

Now just a couple of comments about priorities. The popular budget contains the amount of money we are spending on infrastructure and the amount of money we are spending on operations. In the past, you have received some requests to appropriate dollars for infrastructure or approve bonds, and you have received a proposed budget for operating. In this popular budget, we have put all the
money together to provide the total picture of how much money we are spending on a given function, regardless of whether the money consists of capital dollars or operating dollars.

The fundamental priority of government has to be public safety. If our streets are not safe for families, if they are not safe for our children to go to school, if they are not safe for shoppers, if they are not safe for neighborhoods, then we don't have a government at all. And in this budget the percentage of employees who are involved in public safety for the first time will exceed 50% of the total workforce of the City of Indianapolis. The percentage of budgeted city employees who are public safety employees will have moved from 45% in 1992 to 52% next year. In fact, 70% of the City's share of the Center Township property tax rate will be devoted to public safety, and as you know, 98% of the COIT revenues are devoted to public safety.

The only department of government that is getting bigger and not getting smaller is public safety. This commitment is one that the public needs to hear and understand. The police department has opened up 28 resource centers since the beginning of community policing. The budget contains funding for a new district headquarters on the southside, an expanded district headquarters on the northside, two new fire stations and the renovation of several older fire stations. Those are investments the City needs to make to anchor the safety of our neighborhoods.

A second priority is to build better neighborhoods by investing dollars in affordable housing, roads, streets and sewers. The budget for 1994 contains $151 million for the Building Better Neighborhoods capital improvement plan to maintain a sound infrastructure. Some of the investments: improve 34 lane miles of streets, rehabilitate six bridges and replace four others, resurface 117 miles of streets and do a substantial amount of flood work and evaluation of important flood issues with respect to storm sewers and culverts as well.

So inside the budget and inside the popular budget we can see the commitment to public safety and the commitment to building better neighborhoods. The highest priorities of this administration are public safety, Building Better Neighborhoods and job creation, and you will see those reflected in the numbers in the popular budget.

In retrospect, 1992 was a good year. It was, despite the recession, the best year in history for the City's job creation and job retention programs. The Council approved a Building Better Neighborhoods bond issue, which will allow us to do a substantial amount of work in repairing the infrastructure, especially in the older parts of the City that badly needed it. We held the line on taxes. We provided some reorganization in the Departments of Transportation and Public Works. We had a government that was more open to opening up city hall to citizens' complaints.

But as the Council knows, the challenges ahead are substantial. We still have to fund the bond issue for United. We have police and fire pension issues of enormous dimensions. We have solid waste issues to consider. We have federal water and air mandates that are very expensive to face, and we need to approach those in ways that hold the line on property taxes.

As I conclude, let me put my budget in perspective. If you look at the Center Township property tax rate, 70% of it is the tax rates of the municipal corporations, the trustee and the school system. The remaining 30% is all the City can affect. Twenty-one percent of that is for public safety and only 9% of the Center Township property tax rate of the City of Indianapolis goes for anything other than public safety.

This same sort of ratio applies in the other townships as well. As the City-County Council votes to hold the line on property taxes for the organizations over which it has authority, I think we need to speak out loudly and say we would like others to follow the example of this body. We cannot raise property taxes and continue to have a community that is vibrant and creates jobs. I would appeal to the City-County Council as you hold me accountable for how we spend our money to help us set an example for others.

I would like to thank the Council, the Republicans and Democrats, for giving us an opportunity to be flexible enough on the management side that we have dollars available to reinvest in infrastructure, to reinvest in our communities that have been abandoned or neglected, and to reinvest in creating jobs. And I hope that as you go through this budget you'll hold us accountable project by project and activity by activity, and we will report to you throughout the year and in the budget hearings about how we intend to move forward. Thank you very much.

Honorable John von Arx, Auditor, had the following remarks concerning the county budget:

Mr. President, members of the City-County Council, and citizens of Marion County, tonight I submit to you the 1994 proposed budget for Marion County. Over the past two years, the County, like nearly all other taxing units and local state and federal governments, has seen a leveling off of revenues with an ever increasing demand for services. In fact, in some cases in our county, we have experienced an actual decrease in revenues over this time period. And, it is becoming harder and harder to hold the line on the cost of government and its services. The county's budget is approached differently than that of the City of Indianapolis due to the fact that no single elected official stands before this body and tells you that they control the way all agencies administer their appropriations. Our county agencies are made up of constitutionally and individually elected offices and agencies. However, as the County Auditor, I can stand here and tell you that Marion County is very fortunate to have dedicated officials and civil servants committed to providing the citizens of this county with the best level of services given the resources available. Each individual office holder is willing to detail their budget in your committees over the next few weeks. And, although the City certainly presents you with their top priorities for the coming year, we in the county are presenting you our 52 top priorities. Those priorities are 52 county agencies providing services ranging from justice and law enforcement, to tax administration, to cooperative extension services. This budget for 1994 is able to fund each of these priorities.

This budget proposal delivers to the people of Marion County a constant level of services without an increase in property or income tax rates. As a result of our collective belt-tightening efforts through these tough economic times, this budget process requires county agencies to seek out their own efficiencies and cost-effective methods in delivery of their services. As County Auditor, I can tell you that the agencies of Marion County have responded. Before you tonight is a funded budget. That is, a budget where the revenues exceed the level of recommended appropriations. Before you tonight is a budget that does not subtract from our critical fund balances. Before you tonight is a budget that meets the service needs of our constituents. And, I believe, before you tonight is a budget that conservatively but adequately provides resources to each agency.

As you know, the budget is a document that covers an 18 month period beginning July 1, 1993 to December 31, 1994. The 1993 budget required some major initiatives that resulted in a difficult year for administrators, who had to make substantial sacrifices to maintain the financial health of this county. You'll recall that the '93 budget had a 2 percent reduction in spending from the prior year; that it no longer relied on unspent monies from the prior year; that budgeted revenues exceeded expenditures; and that we continued to keep property taxes well below the maximum level allowed by law. As we all know, Hoosiers have come to expect the qualities of hard work, diligence, and frugality. It is these virtues that have brought this county through difficult financial times while others throughout the country were less successful in meeting the challenge. However, we are not yet out of the woods, in that we are still experiencing some revenue short falls below our '93 expectations. This, combined with additional appropriations that have already occurred in '93 and the anticipation of additional appropriations later this year in the area of public defense, requires that we work even harder to preserve our County General Fund balances in 1994.

As you know, our fund balance is necessary because it is our "rainy day fund". Without an adequate fund balance we would be unable to respond to emergencies that require additional funding. Without an adequate fund balance, rating agencies in New York would downgrade our credit, having significant financial impact on both the City and the County.

The proposal that we have distributed here tonight maintains our fund balance at slightly over 4 percent of revenues. This is by no means ideal, and we should not be interpreting this as an amount with which we can relax. But as you know, we have been fighting for the last two years to keep from depleting our fund balance and, I am happy to report that with this budget, we are able to preserve that balance.

As a result, the county's 1994 General Fund budget is a funded budget with revenues of $131.6 million and expenditures of $130.1 million which leaves budgeted revenue in excess of expenditures of approximately $1.5 million dollars.

Earlier this year, guidelines were established which focused upon accommodating expenditures for essential services within the available resources. County agencies prepared their budgets within the following guidelines:

1. Personal services restricted to:
   A. No increase in 1994 agency budget over 1993 amounts.
   B. No increases for elected officials.

2. No increase in the combined categories of personal services, supplies, contractual services and capital outlay combined, excluding building rent and ISA Data Center charges.

The county has taken on additional responsibility formerly budgeted under the supervision of the City administration. In addition, the county is facing additional budget pressures from the judicial and public safety sectors of government. This has resulted in some significant exceptions to the guidelines. The major exceptions are:

1. The county is now budgeting the operations of the Metropolitan Emergency Communications Agency (MECA). Their operating budget for 1994 will be nearly $2.5 million.

2. Sheriff Merit Deputy salary increases in the amount of $750,000 have been included in the guideline budget, as per the requirement of the F.O.P. contract.

3. The Court Administrator Agency is a combination of four agencies and provides for an administrator and staff for the Superior courts. In addition to the staff costs, the agency budget contains $210,000 in rental payments to cover court security costs.

4. The Election Board is again being budgeted at full operating capacity as there will again be elections in 1994. This is an increase of nearly $1.7 million over the 1993 budget.

As always, the request for dollars by government agencies significantly exceeds the dollars available to fund all projects, and 1994 is no exception. Although the county has made some strides in funding various initiatives and priorities mentioned above, there will be additional requests that will be very difficult to achieve. There is no doubt that many of the services left unprovided will cause certain levels of stress and strain on a number of county agencies. This budget will require tough choices, plain and simple, but not unlike any other choices facing all levels of government throughout the country.

One of the most difficult decisions this body will have to wrestle with this budget cycle is Public Defenders. The budget guidelines set the recommended level of funding for Public Defenders equal to that in this year's budget; that is, there was no increase recommended.

Your Public Defender Board has submitted a total budget exceeding the guidelines by $1.2 million. If you were to include the unfunded liability in the Supplemental Public Defender Fund, which is nearly $400,000 in fees that should be charged to the criminal defendants, the total needed to meet the Public Defender Board's request is nearly $1.6 million additional dollars. A significant reason why the board is requesting this additional funding is because of the cost of death penalty cases. The average cost of trying a death penalty case is around $100,000. There have been four death penalty cases so far this year, four more are already scheduled and two additional cases are pending.

The requirements of the judiciary are increasing at a faster rate than any other area of government. As they see it, the work they are providing is a mandate of the Federal and State Constitutions, regardless of the availability of resources. Make no mistake about it, the total request by the public defender board will take scarce resources away from other priorities. The decision you have to make is whether the level of funding for public defenders is sufficient. If not, the question then becomes whether to take appropriations away from another area or program, raise the necessary resources through a viable revenue source (like the supplemental public defender fee), or take it out of our fund balance.

As we look into 1994 and beyond, the most critical challenge lies in the ability to deal with the federal and state unfunded mandates. This results in legal requirements in which county government must fund directives handed down by other levels of government, or by the courts, without any recourse except to pay for these services through locally funded revenues. In many cases these unfunded mandates come as a result of higher levels of government cutting back services. Also in many cases these payments are for services that are not necessarily functions of local government. Whether we're dealing with a state mandated salary issue for certain county employees, the requirements of paying for students tuition transfers, or even the '94 funding request from Voter Registration (which becomes essential to pay for the new motor voter bill), this practice of the unfunded mandate on the backs of local government is causing us great distress. According to the National Association of Counties, local governments across the country are crying foul, and saying that property tax payers demand

that federal, state and judicial levels of government not just order this lunch, but that they be forced to pay for it as well.

You've also heard me speak to you frequently regarding the State welfare expense to this county, and its drain on our financial resources. This is certainly another form of an unfunded mandate. In fact, as of this date, the 1994 welfare budget has not yet been submitted, and it is unknown what impact the Governor's recently announced budget cuts will have on local government.

In closing, I believe that this proposed budget presents the Council with the opportunity to address our financial challenges head on and in a fiscally prudent manner, while at the same time, fund much needed services that meet the needs of the community and protect the citizens of Marion County.

I thank you for your attention, and submit this budget for your review.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of July 12, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 417, 1993. This proposal, sponsored by Councillor Beadling, recognizes Joe Sparks of the Indianapolis Indians. Councillor Beadling read the resolution and stated that this resolution will be presented to Mr. Sparks at Bush Stadium on August 11, 1993. Councillor Beadling moved, seconded by Councillor West, for adoption. Proposal No. 417, 1993 was adopted by unanimous voice vote.

Proposal No. 417, 1993 was retitled SPECIAL RESOLUTION NO. 47, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1993

A SPECIAL RESOLUTION recognizing Joe Sparks of the Indianapolis Indians.

WHEREAS, baseball's American Association was organized in 1902, a year before the Wright Brothers first flight at Kitty Hawk; and

WHEREAS, during the subsequent decades, no American Association team had ever won four consecutive league championships--until the Indianapolis Indians, then affiliated with the Montreal Expos, swept the league championships in 1986-1987-1988-1989; and

WHEREAS, during the first three of those triumphant years, Joe Sparks managed the Indians team; and

WHEREAS, Joe Sparks won the Casey Stengel Award as "Manager of the Year" three times during that series, he was named the Sporting News "Manager of the Year" for all of Minor League Baseball in 1988, and that same year he guided the Tribe to the Championship in the first-ever Triple-A Classic, defeating Rochester of the International League; and

WHEREAS, on August 11, 1993, a new name, JOE SPARKS, was placed on the "Wall of Fame" at Indianapolis' Bush Stadium; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Indianapolis Indians Manager Joe Sparks who did with his team what no other American Association manager had ever accomplished before.

SECTION 2. His skill and achievements reflect the highest credit upon himself, the team and this city.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 418, 1993. This proposal, sponsored by Councillor Hinkle, recognizes Indy-West Wrestling Club and their Japanese visitors. Councillor Hinkle read the resolution and presented a framed document to Alan Goddard, who expressed appreciation for the recognition. Council pins were presented to the Japanese wrestling team by Councillors Hinkle and Giffin. Councillor Hinkle moved, seconded by Councillor Giffin, for adoption. Proposal No. 418, 1993 was adopted by unanimous voice vote.

Proposal No. 418, 1993 was retitled SPECIAL RESOLUTION NO. 48, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 1993

A SPECIAL RESOLUTION recognizing Indy-West Wrestling Club and their Japanese visitors.

WHEREAS, Indy-West Wrestling Club was formed in 1980 by Wayne Township coaches Joe Virgin, Bill Kappel and Alan Goddard to nurture amateur wrestling on the west side of Indianapolis; and

WHEREAS, today Indy-West is recognized as one of the finest freestyle clubs in the state, and is a member of the Indiana State Wrestling Association, the Amateur Athletic Union and Indiana USA Wrestling--which is a member of the United States Olympic Committee; and

WHEREAS, this summer, Indy-West is helping host a cultural exchange wrestling team from Maebashi City in Gunma Prefecture in Japan; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Indy-West Wrestling Club for their many years of dedicated work in building strong bodies and minds through the ancient sport of wrestling.

SECTION 2. The Council welcomes the visiting wrestling team from Japan: Takayuki Uchiyama, Takuya Hashimoto, Tetuya Taguma, Kazuo Aida, Atuya Ishikura, Hiroyuki Shimizu, Satoshi Abe, Naoki Tunoda, Masato Hosokawa, Isao Yoshida, Wada Shunsuka, Satoru Kondo, Makoto Ui, Masatoshi Kamimura, Hidehito Uzuki, Masahito Shimoyama, Oosawa Naritoshi, Yamato Suzuki, Kazunori Uchiyama, Yasunori Nagashima; and adults Ichro Takahashi, Takayoshi Niwa, Sanae Hosokawa, Kazuhiko Kurosawa and Keisuke Hosoya.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 419, 1993. This proposal, sponsored by Councillor Boyd, recognizes the "Blackmon Family Reunion '93." Councillor Boyd said that this resolution will be presented to the Blackmon Family on August 14, 1993. Councillor Boyd moved, seconded by Councillor West, for adoption. Proposal No. 419, 1993 was adopted by unanimous voice vote.

Proposal No. 419, 1993 was retitled SPECIAL RESOLUTION NO. 49, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 49, 1993

A SPECIAL RESOLUTION recognizing the "Blackmon Family Reunion '93".

WHEREAS, summertime family reunions are wholesome, educational, emotional and inspirational gatherings of members of a family lineage; and

WHEREAS, hot weather, old pictures, cousins, aunts, hugs, cameras, food, scrapbooks and memories are all a part of family reunions; and

WHEREAS, the Blackmon family has held its national family gathering each year since 1978, and this year's reunion will be in Indianapolis, Indiana, on August 13-14-15, 1993; and

WHEREAS, the reunion kicks off with a grand fish fry, then on to a family memorial service, a dinner-dance and a Sunday afternoon family picnic at Broad Ripple Park; and

WHEREAS, five hundred people from all across America are expected to attend the "Blackmon Family Reunion '93"; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council encourages citizens to join in spirit with the Blackmon family on August 14 in recognition of their special family day.

SECTION 2. May the Blackmon family, and others, perpetuate and enhance the tradition of family reunions where the young and old can pass down family history and lore, where far-flung cousins and new spouses can get to know each other, and where the strong bond of heredity can renew the spirit of each participant.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 381, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 381, 1993 on July 13, 1993. The proposal approves the Mayor's appointment of Joseph E. Loftus as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Beadling, for adoption. Proposal No. 381, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Hinkle
1 NOT PRESENT: Moriarty

Proposal No. 381, 1993 was retitled COUNCIL RESOLUTION NO. 60, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 60, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Joseph E. Loftus as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Sections 2-142 and 2-143 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of a Deputy Mayor and of the Director of the Department of Administration is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Joseph E. Loftus to serve as a Deputy Mayor and Director of the Department of Administration at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Joseph E. Loftus is approved and confirmed by the City-County Council as a Deputy Mayor, and ex officio Director of the Department of Administration, at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, August 2, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

July 13, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, July 22, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 227, 375, 379 and 380, 1993, to be held on Monday, August 2, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

July 23, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, July 29, 1993, a copy of LEGAL NOTICE on General Ordinance Nos. 77 and 78, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 52, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Million One Hundred Seventy-three Thousand Nine Hundred Thirteen Dollars ($3,173,913) in the Community Services Fund for purposes of the Department of Metropolitan Development, Community Development Administration and reducing the unappropriated and unencumbered balance in the Community Services Fund.

FISCAL ORDINANCE NO. 53, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-five Thousand Six Hundred Thirty-five Dollars ($65,635) in the County General Fund for purposes of the Court Administrator and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 54, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seventy-two Thousand Nine Hundred Ninety Dollars ($72,990) in the State and Federal Grants Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 55, 1993, amending the 1993 annual budget of the Metropolitan Emergency Communications Agency (MECA) for the City of Indianapolis, Indiana (City-County Fiscal Ordinance No. 59, 1992) appropriating an additional One Million Seven Hundred Seventy-three Thousand Dollars (1,773,000) in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1) for purposes of the Office of the Controller and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1).

SPECIAL RESOLUTION NO. 44, 1993, remembering Sheriff James L. Wells.

SPECIAL RESOLUTION NO. 45, 1993, approving and authorizing certain actions and proceedings with respect to proposed economic development bonds.

SPECIAL RESOLUTION NO. 46, 1993, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds for $50,000.

SPECIAL ORDINANCE NO. 8, 1993, authorizing the issuance of City of Indianapolis, Indiana Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project) in an aggregate principal amount not to exceed $3,500,000.

GENERAL ORDINANCE NO. 76, 1992, repealing Sec. 281-325 (formerly Sec. 2-410.5) of the Revised Code concerning Supplemental Juror fees.

GENERAL ORDINANCE NO. 79, 1993, amending the Code by designating crosswalks, establishing safety zones, mark traffic lanes; Section 29-152, Left turns prohibited at enumerated locations; Section 29-267, Parking prohibited at all times on certain streets; and Section 29-271, Stopping, standing and parking prohibited at designated locations.

GENERAL ORDINANCE NO. 77, 1993, creating a Clerk's Record Perpetuation Fund.

GENERAL ORDINANCE NO. 78, 1993, creating an Enhanced Access Board and establishing a dedicated Enhanced Access Fund.

GENERAL ORDINANCE NO. 80, 1993, amending the Code authorizing intersection controls at Allison Pointe Boulevard, Allison Point Terrace, Allison Pointe Terrace, and 82nd Street. (District 3)

GENERAL ORDINANCE NO. 81, 1993, amending the Code authorizing intersection controls at Park Avenue and 84th Street. (District 21)

GENERAL ORDINANCE NO. 82, 1993, amending the Code authorizing intersection controls at Fair Drive, Steven Lane, and 72nd Street. (District 2)

GENERAL ORDINANCE NO. 83, 1993, amending the Code authorizing intersection controls at Washington Boulevard and 84th Street. (District 2)

GENERAL ORDINANCE NO. 84, 1993, amending the Code authorizing intersection controls at Bertha Street, Cloverleaf Court, and Hardin Boulevard. (District 18)

GENERAL ORDINANCE NO. 85, 1993, amending the Code authorizing intersection controls at Mitthoefer Road and Prospect Street. (District 13)

GENERAL ORDINANCE NO. 86, 1993, amending the Code prohibiting parking at all times on certain streets. (District 13)

GENERAL ORDINANCE NO. 87, 1993, amending the Code prohibiting parking at all times on certain streets. (Districts 15, 21)

GENERAL ORDINANCE NO. 88, 1993, amending the Code prohibiting parking at designated locations on certain days and hours. (District 22)

GENERAL ORDINANCE NO. 89, 1993, amending the Code prohibiting parking at designated locations on certain days and hours. (District 22)

GENERAL ORDINANCE NO. 90, 1993, amending the Code deleting bus stop and trolley stop zones. (Districts 16, 22)

GENERAL ORDINANCE NO. 91, 1993, amending the Code authorizing weight restrictions on certain streets. (District 18)

GENERAL ORDINANCE NO. 92, 1993, amending the Code authorizing weight restrictions on certain streets. (District 20)

GENERAL ORDINANCE NO. 93, 1993, amending the Code authorizing passenger and material loading zones. (District 22)

GENERAL ORDINANCE NO. 75, 1993, amending the Code by establishing an Office of the Court Administrator. (District 5)

GENERAL ORDINANCE NO. 94, 1993, amending the Code authorizing intersection controls on Old Stone Drive and Promontory Road. (District 5)

GENERAL ORDINANCE NO. 95, 1993, amending the Code authorizing 90-degree parking on Chateau Court. (District 12)

GENERAL ORDINANCE NO. 96, 1993, amending the Code authorizing intersection controls on Arlington Avenue and Thompson Road. (District 23)

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 391, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating for the Department of Administration, Equal Opportunity Division, $10,000 to purchase new computers and printers"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 392, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code by changing the name of the Central Equipment Management Division to Indianapolis Fleet Services Division"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 393, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $60,000 for the Sheriff to pay overtime to officers working Project 55"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 394, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $311,046 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Marion County Justice Agency to provide for the continuation of various programs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 395, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $100,000 for the Marion County Justice Agency to purchase surveillance, sweeping, listening, and miscellaneous equipment for the narcotics/intelligence divisions"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 396, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Sojourner Children's Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 397, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $199,877 for Community Corrections to establish the Craine House Family Living Program funded by state and federal grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 398, 1993. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing that vehicles used in an act of prostitution are public nuisances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 399, 1993. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the code by establishing that vehicles used in an act of prostitution which are public nuisances may be abated by sale at a public auction"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 400, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code

concerning the rules of the City-County Council"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 401, 1993. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Graystone subdivision, Section I (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 402, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a stop sign at National Avenue and Rural Street (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 403, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Temple Avenue and Werges Avenue (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 404, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at Madison Avenue and Preddy Drive (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 405, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a stop sign on McFarland Lane at the intersection of McFarland Lane and McFarland Boulevard (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 406, 1993. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs at various locations in the vicinity of Morris Street and Alton Avenue (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 407, 1993. Introduced by Councillor Mullin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a stop sign on Martin Street at the intersection of Martin Street and Weaver Avenue (District 20)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 408, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at the intersection of Aintree Court/Aintree Drive/Steeplechase Drive (District 3)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 409, 1993. Introduced by Councillors Beadling, Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE updating the Code for various intersections in the vicinity of Post Road and 25th Street (Districts 5, 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 410, 1993. Introduced by Councillors Jones, Moriarty, Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting rush hour parking restrictions on Rural Street from Washington Street to Massachusetts Avenue (Districts 10, 15, 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 411, 1993. Introduced by Councillors Brents, Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the parking restrictions for various locations in the downtown area (Districts 16, 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 412, 1993. Introduced by Councillors Brents, Golc, Shambaugh. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions for various locations on West 16th Street (Districts 8, 16, 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 413, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Drover Street from Oliver Street to Henry Street (District 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 414, 1993. Introduced by Councillors Coughenour, Mullin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by decreasing the speed limit on Madison Avenue from Stop 10 to County Line Road South from 45 mph to 40 mph (Districts 20, 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 415, 1993. Introduced by Councillors Borst, Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by (1) increasing the speed limit on Harding Street from Kentucky Avenue to Oliver Street from 35 mph to 40 mph, and (2) authorizing a traffic signal at Harding Street and Howard Street (Districts 17, 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 416, 1993. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions on Bertha Street east of Lynhurst Drive (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 420, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE for the annual budget for the Police Special Service District for 1994"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 421, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE for the annual budget for the Fire Special Service District for 1994"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 422, 199. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE for the annual budget for the Solid Waste Collection Special Service District for 1994"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 423, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE for the annual budget for the Marion County Department of Public Welfare for 1994;" and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 424, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE for the annual budget for the Metropolitan Emergency Communications Agency for 1994"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 425, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE for the annual budget for Indianapolis and Marion County for 1994"; and the President referred it to various committees.

PROPOSAL NO. 436, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE electing to fund Metropolitan Emergency Communications Agency in 1994 with County Option Income Tax revenues"; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 426, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on July 26, 1993". The Council did not schedule Proposal No. 426, 1993 for hearing pursuant to IC 36-7-46-608. Proposal No. 426, 1993 was retitled REZONING ORDINANCE NO. 91, 1993 and is identified as follows:

REZONING ORDINANCE NO. 91, 1993. 93-Z-17 (DP-1) PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 25.
7820 BLUFF ROAD (approximate address), INDIANAPOLIS.
ROBERT and VIRGINIA YEAGER, by Ray Good, request the rezoning of 375 acres, being in the D-A and D-3 District, to the DP classification to provide for mixed commercial and residential uses.

PROPOSAL NO. 427, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on July 26, 1993". The Council did not schedule Proposal No. 427, 1993 for hearing pursuant to IC 36-7-46-608. Proposal No. 427, 1993 was retitled REZONING ORDINANCE NO. 92, 1993 and is identified as follows:

REZONING ORDINANCE NO. 92, 1993. 93-Z-55 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 03.
9510 BRANDT ROAD (approximate address), INDIANAPOLIS.
BANK ONE INDIANAPOLIS, by Michael J. Kias, requests the rezoning of 7.88 acres, being in the D-A District, to the C-5 classification to provide for commercial development.

PROPOSAL NOS. 428-435, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 26, 1993". The Council did not schedule Proposal Nos. 428-435, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 428-435, 1993 were retitled REZONING ORDINANCE NOS. 93-100, 1993 and are identified as follows:

REZONING ORDINANCE NO. 93, 1993. 92-Z-138 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
1125 BROOKSIDE AVENUE (approximate address), INDIANAPOLIS.
B & E REALTY, INC., by Joseph D. Calderon, requests the rezoning of 16.7 acres, being in the I-4-U, PK-I, C-2, & D-8 Districts, to the C-S classification to provide for manufacturing, receiving, storage, distribution and offices within an existing building.

REZONING ORDINANCE NO. 94, 1993. 93-Z-71 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 17.
2853-2855 SOUTH HOLT ROAD (approximate address), INDIANAPOLIS.
ELDON D. PALMER, by Michael J. Kias, requests the rezoning of 3.338 acres, being in the I-3-U District, to the C-7 classification to provide for commercial development.

REZONING ORDINANCE NO. 95, 1993. 93-Z-72 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
232-234 NORTH COLLEGE AVENUE, INDIANAPOLIS,
GEORGE R. WRIGHT requests the rezoning of 0.21 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for commercial development.

REZONING ORDINANCE NO. 96, 1993. 93-Z-80 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
307 SOUTH MISSOURI STREET (approximate address), INDIANAPOLIS.
CAPITAL IMPROVEMENT BOARD OF MANAGERS OF MARION COUNTY, INDIANA, by Mary E. Solada, requests the rezoning of 0.47 acre, being in the I-3-U\RC District, to the CBD-2\RC classification to provide for an open-air parking area.

REZONING ORDINANCE NO. 97, 1993. 93-Z-81 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
7950 FRYE ROAD (approximate address), INDIANAPOLIS.
FRYE ROAD DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests the rezoning of 72.7 acres, being in the D-A District, to the D-2 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 98, 1993. 93-Z-82 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
531-537 INDIANA AVENUE (approximate address), INDIANAPOLIS.
CITY OF INDIANAPOLIS, DEPT OF METROPOLITAN DEVELOPMENT, requests the rezoning of 0.75 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for the construction of a new office building.

REZONING ORDINANCE NO. 99, 1993. 93-Z-83 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 17.
4850 WEST MARTHA STREET (approximate address), INDIANAPOLIS.
THE DISABLED AMERICAN VETERANS, DEPARTMENT OF INDIANA, by Robert Ullrich, requests the rezoning of 3.018 acres, being in the SU-1 District, to the SU-7 classification to provide for the administrative office and headquarters for the Disabled American Veterans.

REZONING ORDINANCE NO. 100, 1993. 93-Z-85 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 09.
4802 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.
SECOND REFORMED PRESBYTERIAN CHURCH requests the rezoning of 4.94 acres, being in the D-2 District, to the SU-1 classification to provide for an existing church.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 108, 1993. This proposal appropriates $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until August 23, 1993. Consent was given.

PROPOSAL NO. 196, 1993. This proposal appropriates $21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer. Councillor Dowden asked for consent to postpone Proposal No. 196, 1993 until August 23, 1993.

PROPOSAL NO. 227, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 227, 1993 on July 27, 1993. The proposal appropriates $165,824 for the Cable Communications Agency to cover the following expenses: (1) salaries through the end of fiscal year 1993, (2) cable franchise renewal procedures, and (3) the upgrade, maintenance and repair of equipment. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Rhodes said that the amount in Personal Services has to be reduced to be consistent with City guidelines for 1993; therefore, he moved that Character 01 be reduced from $34,315 to $18,911 making the total appropriation for the Cable Communications Agency to be $150,420. This motion passed by unanimous voice vote.

The President called for public testimony at 8:14 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 227, 1993, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Boyd, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Borst, Brents, Dowden
1 NOT PRESENT: Moriarty

Proposal No. 227, 1993, as amended, was retitled FISCAL ORDINANCE NO. 57, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Fifty Thousand Four Hundred Twenty Dollars ($150,420) in the City General Fund for purposes of the Cable Communications Agency and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (ddd) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Cable Communications Agency to cover the following expenses: (1) salaries through the end of fiscal year 1993, (2) cable franchise renewal procedures, and (3) the upgrade, maintenance and repair of equipment.

SECTION 2. The sum of One Hundred Fifty Thousand Four Hundred Twenty Dollars ($150,420) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

CABLE COMMUNICATIONS AGENCY	CITY GENERAL FUND
1. Personal Services	$ 18,911
3. Other Services and Charges	67,357
4. Capital Outlay	64,152
TOTAL INCREASE	$150,420

SECTION 4. The said additional appropriation is funded by the following reduction:

	CITY GENERAL FUND
Unappropriated and Unencumbered City General Fund	$150,420
TOTAL REDUCTION	$150,420

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 375, 1993. This proposal appropriates $66,900 for the Office of the Controller for a grant to Marion County Commission on Youth, Inc. and reducing the appropriation from the Youth and Family Services Fund. Councillor Ruhmkorff asked for consent to postpone Proposal No. 375, 1993. Consent was given.

PROPOSAL NO. 379, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 379, 1993 on July 14, 1993. The proposal appropriates $445,140 for the Marion County Justice Agency to continue the Metro Drug Task Force for the 1993-94 fiscal year. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 379, 1993, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:
3 NOT VOTING: Beadling, Rhodes, Smith
1 NOT PRESENT: Moriarty

Proposal No. 379, 1993, as amended, was retitled FISCAL ORDINANCE NO. 58, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Four Hundred Forty-five Thousand One Hundred Forty Dollars ($445,140) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (dd) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to fund salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities. They are: (1) Sheriff's Department $49,995, (2) Prosecutor's Office $138,261, and (3) the County Auditor's Office $38,301.

SECTION 2. The sum of Four Hundred Forty-five Thousand One Hundred Forty Dollars ($445,140) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY JUSTICE AGENCY	STATE AND FEDERAL GRANTS FUND
3. Other Services and Charges	218,583
COUNTY SHERIFF	
1. Personal Services	49,995
PROSECUTING ATTORNEY	
1. Personal Services	138,261
COUNTY AUDITOR	
1. Personal Services (fringes)	38,301
TOTAL INCREASE	$445,140

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$445,140
TOTAL REDUCTION	$445,140

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 380, 1993. The proposal transfers and appropriates $687,907 for the Marion County Public Defender Agency to transfer certain employees from the Presiding Judge of the Municipal Court budget to the Marion County Public Defender Agency budget, to provide for the staffing of the office of Chief Public Defender, to provide for expense of death penalty cases and certain other expenditures in excess of the amounts budgeted. Councillor Dowden asked for consent to postpone Proposal No. 380, 1993 until August 23, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 320, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 320, 1993 on July 19, 1993. The proposal consolidates the Commercial Special Exception Ordinance, the Adult Entertainment Business Ordinance and the Commercial Zoning Ordinance into one document. This ordinance is the product of three years of intensive work by neighborhood and business groups and it was adopted unanimously by the Metropolitan Development Commission on May 19, 1993 without remonstrance.

The President passed the gavel to Councillor West.

The President said that two years ago he suggested to the administration that the size of the parking spaces not be reduced because of the many vans, pick-up trucks and larger vehicles that are now on the road. Section 2.10 (D)(2) in Proposal No. 320, 1993 reduces the size of the parking spaces. It reads as follows:

D. MINIMUM PARKING LOT AND PARKING SPACE DIMENSIONS

2. ~~A~~ Each ~~required~~ off-street parking space shall have, regardless of angle of parking, a usable parking space dimension measuring not less than ~~nine (9)~~ eight and one-half (8 1/2) feet in width (measured perpendicularly from the sides of the parking space) and not less than eighteen (18) feet in length; provided, however, that the total usable parking space area shall be~~, in no instance, less than one hundred eighty (180) square feet in total area~~ at least one hundred fifty three (153) square feet.

The President said that he spoke with the administration and that it has no problem with keeping the present width for parking. He moved that Proposal No. 320, 1993, Section 2.10, subsection D, paragraph 2, be amended to restore the language as it currently reads. It would read as follows:

D. MINIMUM PARKING LOT AND PARKING SPACE DIMENSIONS

2. A required off-street parking space shall have, regardless of angle of parking, a usable parking space measuring not less than nine (9) feet in width (measured perpendicularly from the sides of the parking space) and eighteen (18) feet in length; provided, however, that the total parking space area shall be, in no instance, less than one hundred eighty (180) square feet in total area.

Councillor Curry seconded the motion.

Councillor Borst asked Ed Mitro, Senior Planner, Department of Metropolitan Development, if this amendment would have an effect on any other part of the ordinance and what was the rationale for making it one half foot less in width. Mr. Mitro replied that if this provision is changed none of the other portions of the ordinance would be affected. He said that the present parking requirements date from 1969. The national trend has been to reduce the overall square footage of parking spaces because of the downsizing of the current cars. He said that if the Council restores the dimension to 9x18 the square footage requirement should read 162 square feet, not 180 square feet.

Councillor Beadling asked for clarification of the President's amendment: (1) are the dimensions 9x18 or 9x20, and (2) is the square footage 162 or 180. The President replied that there is no change in the length, just the width. It is to retain the present size of the parking spaces, not reduce it.

Robert Elrod, General Counsel, said that he believes that the original calculation was incorrect. The dimensions in the original were 9x18, but it called for an area of 180 square footage.

Councillor McClamroch said that in his opinion the dimensions should equal the square footage requirement.

Councillor Rhodes said that he believes there are three possibilities of dimensions and square footage: 9x20/180, 9x18/162, or 8½x18/153. He moved to amend the President's

amendment by making the dimensions 9x18 and the square footage 162. Councillor Gilmer seconded.

Councillors Borst and Hinkle said that they would vote against the amendment because so many groups discussed this issue and also because the dimensions and square footage are minimum standards.

Councillor Rhodes' motion failed by the following roll call vote; viz:

14 YEAS: Beadling, Black, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, McClamroch, Mullin, Rhodes, SerVaas, West
14 NAYS: Borst, Boyd, Golc, Gray, Hinkle, Jimison, Jones, O'Dell, Ruhmkorff, Schneider, Shambaugh, Short, Smith, Williams
1 NOT PRESENT: Moriarty

The President's motion passed by the following roll call vote; viz:

14 YEAS: Beadling, Black, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, McClamroch, Mullin, Rhodes, SerVaas, West
13 NAYS: Borst, Boyd, Golc, Gray, Hinkle, Jimison, Jones, O'Dell, Ruhmkorff, Schneider, Shambaugh, Short, Williams
1 NOT VOTING: Smith
1 NOT PRESENT: Moriarty

Councillor West returned the gavel to the President.

Proposal No. 320, 1993, as amended, was adopted by the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Schneider, SerVaas
1 NOT PRESENT: Moriarty

Proposal No. 320, 1993, as amended, was retitled GENERAL ORDINANCE NO. 97, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 1993
Proposal No. 320, 1993
METROPOLITAN DEVELOPMENT COMMISSION
Docket No. 92-AO-4

A GENERAL ORDINANCE to amend Marion County Council Ordinance No. 8-1957 as amended, the Zoning Ordinance for Marion County which ordinance includes the Commercial Districts Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4 establishes the Metropolitan Development Commission of Marion County, Indiana, as the single planning and zoning authority for Marion County, Indiana, and empowers the Metropolitan Development Commission to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands within the county for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood, and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, The Commercial Districts Zoning Ordinance for Marion County, Indiana, 69-AO-1, has been amended but has not been revised substantially in twenty years; and,

WHEREAS, in the time period since the original adoption of the Commercial Districts Zoning Ordinance, commercial development technology has changed, with many innovations not being allowed in the Commercial Districts Zoning Ordinance; and,

WHEREAS, in the time period since the original adoption of the Commercial Districts Zoning Ordinance for Marion County, Indiana, development patterns and consumer preferences within the County have changed, with these changes also not being reflected in the Commercial Districts Zoning Ordinance; and,

WHEREAS, in the same time period, neighborhood organizations and citizens have grown increasingly concerned over the type and quality of commercial environment and development occurring in and near their areas; and,

WHEREAS, the Metropolitan Development Commission and the City- County Council desire to address the needs of the commercial development industry, neighborhood organizations and citizens in preparing an ordinance which meets the long-term needs of the City/County as a whole; and,

WHEREAS, in preparing such an ordinance, the Metropolitan Development Commission and the City-County Council desire to include all commercial activities and therefore the ordinance consolidates all classifications, applicable permitted uses and standards pertaining to the Commercial Special Exceptions Ordinance and The Adult Entertainment Business Zoning Ordinance into the revised Commercial Zoning Ordinance; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Commercial Districts Zoning Ordinance of Marion County, Indiana, adopted as an amendment under Marion County Council Ordinance No. 8, 1957, as adopted and amended under Metropolitan Development Commission Docket Numbers 69-AO-1, 75-AO-3, 76-AO-3, 79-AO-4 and 80-AO-1, as amended, pursuant to IC-36-7-4, be further amended by deleting the stricken-through language and inserting the underlined language as follows:

CHAPTER I

COMMERCIAL ZONING DISTRICTS

Sec. 1.00. Establishment of Commercial Zoning Districts.

The following primary Commercial Zoning Districts for Marion County, Indiana, are hereby established, and land within said county zoned to said district classifications shall be designated on the applicable zoning maps by the following zoning district symbols, respectively (which maps are a part of said Ordinance No. 8-1957, as amended, and are hereby incorporated by reference and made a part of this ordinance):

TITLE	SYMBOL
Office-Buffer District	C-1
High Intensity Office-Apartment District	C-2
Neighborhood Commercial District	C-3
Corridor Commercial District	C-3C
Community-Regional Commercial District	C-4
General Commercial District	C-5
Thoroughfare Service District	C-6
High Intensity Commercial District	C-7

Commercial-Industrial District ..... C-ID

Special Commercial District ..... C-S

CHAPTER II
COMMERCIAL DISTRICT REGULATIONS

Sec. 2.00. General Commercial ~~zoning~~ District regulations.

The following regulations and performance standards shall apply to all land within the Commercial Zoning Districts.

A. ~~General Regulations~~ Applicability of regulations. ~~1 Conformance~~ After the effective date of this ordinance:

~~a~~ 1. With the exception of legally established nonconforming uses, no land, building, structure, premises or part thereof shall be used or occupied except in conformity with these regulations and for uses permitted by this ordinance.

2. A lot may be divided into two (2) or more lots, provided that all resulting lots and all buildings thereon shall comply with all of the applicable provisions of the Commercial Districts Zoning Ordinance of Marion County. If such a lot, however, is occupied by a nonconforming building, such lot may be subdivided provided such subdivision does not create a new noncompliance or increase the degree of noncompliance of such building.

~~b~~ 3. No building, structure, premises or part thereof shall be constructed, erected, converted, enlarged, extended, reconstructed or relocated except in conformity with these regulations and for uses permitted by this ordinance.

a. Restoration of legally established nonconforming uses, structures, buildings. ~~Provided, however, t~~Legally established nonconforming uses and structures or buildings not located in any Flood Control District may be ~~reconstructed~~ restored to their original dimensions and conditions if damaged or partially destroyed by fire or other naturally occurring disaster, ~~when such~~ provided the damage or destruction does not exceed two-thirds (2/3) of the ~~value~~ gross floor area of the building or structure~~s or facilities~~ affected.

~~2.~~ b. Established setback~~s new building~~ exception. In any block in which an existing front yard depth and setback is established (by existing legally established buildings ~~structures~~ within ~~the same~~a Commercial or Industrial District) for more than twenty-five percent (25%) of the linear frontage of the block (or a distance of two hundred ~~([~~200~~])~~ linear feet in either direction, whichever is the lesser), the minimum required ~~minimum~~ front yard depth and setback for any new building or structure, except surface parking lots, shall be the average of such established yards if such dimension is less than the minimum required front setback established by this ordinance. Provided, however, that in no case shall a building or structure:

- encroach upon any proposed right-of-way, as determined by The Official Thoroughfare Plan of Marion County, Indiana adopted March 6, 1993, unless subject to the provisions of Section 2.13, A.;

- encroach upon any existing right-of-way if no proposed right-of-way exists or if the existing right-of-way is greater than the proposed right-of-way; or,

- encroach into a clear sight triangular area, as required in Section 2.13, C. ~~such minimum required setback be less than ten (10) feet~~

c. Expansion along an existing legally established nonconforming front setback line. The minimum required front setback in any Commercial District for any existing building, having a legally established front setback line which is less than the required front setback of the District, shall be modified to permit expansion of such building along the structure's legally established front setback, provided that:

(1) only a one time expansion along the legally established nonconforming setback line shall be permitted; and,

(2) the linear front footage of the expansion does not exceed fifty percent (50%) of the linear front footage of the existing building, and all other requirements of this ordinance are maintained for the expansion.

Provided, however, that in no case shall a building or structure:

- encroach upon any proposed right-of-way, as determined by The Official Thoroughfare Plan of Marion County, Indiana, adopted March 6, 1993, unless subject to the provisions of Section 2.13, A.;

- encroach upon any existing right-of-way if no proposed right-of-way exists or if the existing right-of-way is greater than the proposed right-of-way; or,

- encroach into a clear sight triangular area, as required in Section 2.13, C.

d. Expansion along an existing legally established nonconforming side setback line. The minimum required side setback in any Commercial District for any existing building, having a legally established side setback line which is less than the required side setback of the District, shall be modified to permit expansion of such building along its legally established nonconforming side setback line between the established front setback line and the established rear setback line provided that:

(1) only a one time expansion along the legally established setback line shall be permitted; and,

(2) the linear footage of such expansion does not exceed fifty percent (50%) of the linear footage of the building along that side setback line, and all other requirements of this ordinance are maintained for the expansion; and,

(3) this exception shall not apply to required side transitional yards.

e. Discontinuation of nonconformity. The lawful nonconforming use or occupancy of any lot, in a Commercial District, existing at the time of the effective date of this Ordinance, may be continued as a nonconforming use, but if such nonconforming use is discontinued for one (1) year, any future use or occupancy of said land shall be in conformity with the use provisions of this ordinance.

~~3~~ 4. Integrated center. Land uses permitted in ~~each of the~~ a Commercial Districts established by this ordinance may be grouped together ~~in~~ to create an integrated centers in ~~those~~ that districts. Integrated centers are defined in Section 2.16. ~~Such groupings may be comprised of either:~~

~~a. a number of individual, nonrelated and separately operated uses in one building sharing common site facilities; or~~

~~b. one or more buildings containing nonrelated and separately operated uses occupying a common site, which utilize one of a combination of common site facilities, such as driveway entrances, driving entrances, driving lanes, parking areas, maintenance and similar common services; or~~

~~c. one or more buildings containing nonrelated and separately operated uses occupying individual sites, which are inter-related by the utilization of one or a combination of common facilities such as driveway entrances, public or private street network, parking areas, maintenance and other services.~~

5. Building or structural height exception. The following exceptions to the maximum vertical height of buildings and structures shall be permitted:

a. Parapet walls not exceeding two (2) feet in height from the roof line.

b. Roof structures for the housing of elevators, stairways, air conditioning apparatus, ventilating fans, sky lights, or similar equipment to operate and maintain the building or structure.

c. Chimneys, flag poles, radio and television antennas, satellite dishes, and other similar structures, not exceeding twenty-five (25) feet in height from the roof line.

6. Lot frontage exception. Any lot recorded or any platted lot recorded prior to the adoption of 92-AO-4, having less than the minimum frontage required by the applicable Commercial District regulations of this Ordinance, shall be deemed an exception to such minimum frontage requirement, and a commercial establishment may be constructed thereon provided all other requirements of this ordinance, unless specifically excepted in Section 2.00, shall be maintained.

7. Outdoor retail sales of beverages, flowers and food from carts on sidewalks and public areas. The outdoor retail sales of beverages, flowers and food from carts on sidewalks and public areas shall be subject to the provisions of, and approved by the City Controller in accordance with, Article XXIII, Chapter 17 of the Code of Indianapolis and Marion County, Indiana and shall not be subject to the provisions of this Ordinance.

B. Performance standards. All uses established or placed into operation after April 8, 1969 ~~the effective date of this ordinance~~ shall comply with the following performance standards. No use in existence on the effective date of this ordinance shall be so altered or modified as to conflict with these standards.

1. *Vibration.* No use shall cause earth vibration or concussions detectable beyond the lot lines without the aid of instruments.

2. *Smoke, dust and particulate matter.* Smoke, dust, particulate matter and any other airborne material shall be subject to the standards and regulations of Chapter Four of the Municipal Code of the ~~General Ordinance No. 109, 1967, Air Pollution~~ City of Indianapolis, which ordinance is on file in the office of the Division of ~~Planning and Zoning~~ Neighborhood and Development Services, Department of Metropolitan Development of Marion County, Indiana, and is hereby incorporated by reference and made a part hereof.

3. *Noxious matter.* No use shall discharge across the lot lines noxious, toxic or corrosive matter, fumes or gases in such concentration as to be detrimental to or endanger the public health, safety or welfare or cause injury to property.

4. *Odor.* No use shall emit across the lot lines odor in such quantities as to be readily detectable at any point along the lot lines and as to be detrimental to or endanger the public health, safety or welfare or cause injury to property.

5. *Sound.* No use shall produce sound in such a manner as to endanger the public health, safety or welfare, or cause injury to property. Sound shall be muffled so as not to become detrimental due to intermittence, beat frequency, shrillness or vibration.

6. *Heat and glare.* No use shall produce heat or glare creating a hazard perceptible from any point beyond the lot lines.

7. *Waste matter.* No use shall accumulate within the lot or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the Division of Public Heath of the Health and Hospital Corporation of Marion County, Indiana, the Indiana State Board of Health, the Stream Pollution Control Board of the State of Indiana and the Department of Public Works of Indianapolis, Indiana, or in such a manner as to endanger the public health, safety or welfare or cause injury to property.

Sec. 2.01. C-1 Office-Buffer Commercial District.

Statement of Purpose ~~of C-1 District~~. The C-1 District is designed to provide specific areas where office ~~functions~~ uses, compatible office-type ~~businesses~~ uses, such as medical and dental facilities, education services, and certain public and semi-public uses may be developed with the assurance that retail and other heavier commercial uses with incompatible characteristics will not impede or disrupt this District's ~~type of use in its~~ function as a buffer. Since these office, office-type and public and semi-public structures are typically much less commercial in appearance and architecturally more harmonious with residential structures, this District can serve as a buffer between ~~residential areas~~ Protected Districts and ~~the~~ more intense commercial ~~uses~~ or industrial areas/districts. This District, with its offices and other buffer-type ~~functions~~ uses, also is designed for use along certain thoroughfares where a gradual and reasonable transition from existing residential use should occur.

A. Permitted C-1 ~~district~~ uses. ~~The following uses shall be permitted in the C-1 District. All~~ Permitted uses in the C-1 District shall conform to the ~~g~~General Commercial District ~~r~~Regulations and ~~p~~Performance

~~sStandards of sSection 2.00 and the C-1 District dDevelopment sStandards of sSection 2.01, B and to any additional and/or more restrictive requirements specified in this section.~~

~~1. Any office use or complex, including: Professional, business and governmental offices, banks, savings and loan.~~

~~2. Public and semi-public uses such as libraries, museums, community centers, galleries, civic clubs.~~

~~3. Educational institution, including professional, business or clerical school, kindergarten, day nursery.~~

~~4. Nursing and convalescent homes.~~

~~5. Medical or dental clinics and laboratories, mortuaries.~~

The following uses shall be permitted in the C-1 District:

1. Auditorium, assembly hall.

2. Community, multiservice, neighborhood or senior citizens' center.

3. Day care center (adult, child or handicapped).

4. Health services (excluding Hospitals or Plasma Centers), including the following:

Blood donor stations	Offices and Clinics of:
Convalescent or nursing homes	Chiropractors
Immediate care facilities	Dentists
Intermediate care facilities	Optometrists
Medical or dental laboratories	Osteopathic physicians
Nursing care (skilled) Facilities	Outpatient clinics
	Physicians (MD)
	Podiatrists

5. Membership organization or club, any type. The following organizations, however, shall be limited to offices only:

Athletic club	Fraternity or sorority
Automobile owners' association or club	Homeowner's association
Condominium association	(except property management)
(except property management)	Manufacturer's institute
Contractor's association	Tenant association
Farm bureau or grange	(except property management)

6. Mortuary, funeral home.

7. Office use, any type including:

Business or personal service	Governmental
Financial (bank, savings and loan,	Professional
credit union, etc.)	Social services (office only)

8. Office or studio of the following:

Radio station	Television station

9. Public and semi-public uses, including:

Art gallery (excluding sales)	Library
Civic clubs	Museum
	Planetarium

10. Schools/educational services, shall include only the following:

Business and secretarial	Language
Clerical	Music
Correspondence	Nursery
Data processing	Vocational or technical
Junior college	

~~6~~ 11. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted primary uses, including supportive services directly related to and in the same building with the primary use and accessory retail and service commercial uses as permitted below and subject to the provisions of Section 2.01, B, 1, g.~~, provided no exterior signage announcing such services or advertising to the public shall be permitted. Such permitted supportive services shall include pharmacy accessory to building medical offices, cafeteria, tobacco/candy/newspaper counter and similar uses designed and operated principally for service to building occupants, provided the total area occupied by such accessory uses shall not exceed ten (10) percent of the gross leasable area of the building~~.

Cafeteria (serving office employees and guests only)	Office supplies
Drug store/pharmacy	Optical goods
Florist (including florist telegraph service)	Photocopying and duplicating services
News dealers and newsstands	Restaurant (serving office employees and guests only)

~~7~~ 12. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction ~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use.~~ shall be subject to the requirements of Section 2.13, E.

B. C-1 ~~District~~ Development Standards.

1. *Use.*

a. All uses and operations (except off-street parking, off-street loading and delivery, and drive-~~in~~through customer service windows) shall be conducted ~~within~~ completely within enclosed buildings. On-site vehicular circulation and traffic patterns for all drive-~~in~~through facilities shall be subject to the requirements of Section 2.12.~~ approval of the Metropolitan Development Commission or the Administrator of the Division of Planning and Zoning of the Department of Metropolitan Development if so authorized by said Commission, prior to the issuance of an Improvement Location Permit.~~

b. No outdoor storage shall be permitted, except trash containers. Trash containers exceeding six (6) cubic feet shall:

(1) be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

(2) be located behind the established front building line; and,

(3) not be located within a required yard or required transitional yard.

c. No vending machines shall be permitted on the exterior of any building or structure on the premises. Vending machines may be located within a building.

~~b~~ d. No merchandise shall be produced, stored or handled on the premises for purposes of delivery or for sale at retail, wholesale or discount to the public or other businesses unless minor and incidental to the ~~primary office~~ function of the permitted primary use or as reasonably needed for the supportive services or permitted accessory retail and service commercial uses.

~~c~~ e. No exterior display ~~show~~ windows or other exterior display displaying, promoting or advertising products, merchandise or services retailed, offered, promoted or advertised by the use occupying the premises, shall be permitted.

f. Automated Teller Machines (ATM's) are permitted accessory uses in this District provided they are not free standing. ATM's shall meet the requirements of Section 2.12 if they are drive-through in nature.

g. Accessory uses or structures, if utilized, shall:

(1) have a total gross floor area for accessory retail or service commercial uses which does not exceed ten percent (10%) of the total gross floor area of the primary building in which the use is located; and,

(2) have accessory retail or service commercial uses for the primary purpose of serving the occupants or employees of the primary use structures; and,

(3) have a total gross square footage for all accessory structures which does not exceed ten percent (10%) of the total gross square footage of all primary structures on the lot.

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot frontage exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~a. A front yard, having at least (25) feet width of frontage on a public street and having a minimum depth in accordance with the following~~ The setback requirements of Section 2.13, A, shall be provided along ~~the~~ all street right- of-way lines, unless subject to the Established setback provisions of ~~s~~Section 2.00, A, ~~2~~3, b. or c.

~~Excluding canopies, eaves, cornices and/or any other laterally supported extensions, any of which may extend into the required yard a maximum of four (4) feet, no part of any structure shall be built closer to the centerline of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:~~

~~1. Expressway:~~		~~Eighty-five (85) feet~~
~~2. Primary Thoroughfare or Parkway~~	~~Seventy (70) feet~~	
~~3. Secondary Thoroughfare~~		~~Seventy (70) feet~~
~~4. Collector Street~~		~~Sixty (60) feet~~
~~5. Local Street & Cul-de-Sac~~		~~Fifty-five (55) feet~~

~~Provided, however, in no event shall the required minimum front setback be located closer to the proposed right-of-way of any Expressway, Primary Thoroughfare or Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana than ten (10) feet.~~

~~b. No part of any structure shall be built closer to the right-of-way line of a Federal Interstate route than ten (10) feet, except: Front roads immediately paralleling Federal Interstate routes (with a coinciding right- of-way boundary) shall be considered a collector street, requiring a front setback of twenty-five (25) feet from the right-of way of such front road unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the Subdivision Control Ordinance of Marion County, Indiana~~

~~(3) Required corner side yard, double frontage lot minimum setback. In any case where the side or rear lot line abuts a street right-of-way line, there shall be provided a side or rear yard in which the setback of any structure shall comply with the Minimum front setback requirements of section 2.01, B, 2, unless subject to the Established setback provisions of section 2.00, A, 2.~~

4. *Required minimum side yards, minimum side setbacks.*

A side ~~yard~~ setback and landscaped side yard of not less than ten (10) ~~eight (8)~~ feet in depth, measured from and paralleling the lot line, shall be provided ~~along each side lot line, (~~unless subject to the additional transitional yard ~~setback~~ requirements of ~~s~~Section 2.01, B, 6 or 8. ~~, for building or structural heights in excess of thirty-five (35) feet, or transitional yards requirements of section 2.01, B, 7). If any portion of a side yard is used for a driveway or off-street parking area, there shall be provided and maintained along the entire length of such lot line, a three (3) foot landscaped strip, extending the full length thereof; provided, however, that where dedicated alley separates a side yard from the adjacent property, the entire required side yard may be used for off-street parking and/or driveway.~~

5. *Required minimum rear yards, minimum rear setback.* A rear ~~yard and~~ setback and landscaped rear yard of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided ~~along the rear lot line (~~unless subject to the additional transitional yard ~~setback~~ requirements of Section 2.01, B, 6 or 8. ~~, for building or structural heights in excess of thirty-five (35) feet or transitional yards requirements of section 2.01, B, 7). Said rear yard, whether abutting an adjacent property or separated therefrom by a dedicated alley, may be entirely used for off-street parking and/or driveway.~~

~~7~~ 6. *Required transitional yards, minimum setbacks.* ~~a.~~ Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a ~~Residential~~ Protected District are subject to the requirements of Section 2.01, B, 7 or 8 in addition to the following requirements:

~~1.~~ a. Where a front yard abuts a street on the opposite side of which is a ~~residential~~ Protected District, ~~the~~ a minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided ~~the same as the standard front yard and setback requirement of section 2.01, B, 2.~~ unless subject to the regulations of Section 2.00, A, 3, b or c, or Section 2.13, A. In the case where a proposed right-of- way line does not exist or the existing right-of-way is greater, the existing right- of-way line shall be used for the setback measurement. ~~provided, however, the front yard use of such minimum required transitional front yard shall not include off-street parking if said abutting street is a Collector, Local or Marginal Access Street, Cul-de-Sac or Parkway. If the abutting street is an Expressway, Primary or Secondary Thoroughfare, the front yard may include off-street parking provided a fifteen (15) foot wide strip of said required front yard, paralleling and measured from the front lot line, and extending the full length thereof (except for walks, access cuts and driveways) shall be maintained a landscaped portion of the yard in conformance with section 2.01, B, 7, b, (1).~~

~~2.~~ b. Where a side or rear lot line abuts ~~either a side or rear~~ a lot line in an adjacent ~~residential~~ Protected District, a required side or rear transitional yard and setback of not less than fifteen (15) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) ~~Provided, however, w~~Where a dedicated alley separates such side or rear lot line from the ~~residential~~ Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) ~~Transitional Yards Exception~~ The transitional yard requirements of ~~s~~Section 2.01, B, ~~7~~ 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although ~~residentially~~ zoned as a Protected District.

~~b. Screening and landscaping of transitional yards - Yards Fronting Upon or Abutting a Residential District~~

~~(1) Front transitional yards (fronting upon a residential District) shall be landscaped in an open pattern, in grass and shrubbery, trees and/or hedge to provide a partial screening of the commercial use. An ornamental, decorative fence or masonry wall, not more than two and one-half (2-1/2) feet in height if solid, or six (6) feet if open, may be used in conjunction with the landscaping. Provided however, along any portion of said transitional front yard in which an off-street an off-street parking area is located there shall be provided and maintained along the front line of the parking area a buffer screen of either:~~

~~Architectural Screen - a wall or fence of ornamental block, brick, solid wood fencing, or combination thereof. Said wall or fence shall be at least 42 inched in height to restrict any view therethrough, or~~

~~Plant Material Screen - a compact hedge of evergreen or deciduous shrubs, at least 36 inches in height at the time of planting.~~

~~Ground area between such wall, fence or hedge and the front lot line shall be planted and maintained in grass, other suitable ground cover, shrubbery and/or trees. All shrubs and trees shall be planted or transplanted with a ball of earth and shall meet the standards of the American Association of Nurserymen (a copy of which is on file in the office of the Division of Planning and Zoning, Department of Metropolitan Development of Marion County, Indiana, and is hereby incorporated by reference and made a part thereof).~~

~~(2) Side and rear transitional yards (abutting residential Districts) shall be landscaped in grass and shrubbery, trees, and/or hedge to form an effective screening of the commercial use. An ornamental decorative fence or masonry wall, may be used in conjunction with the landscaping. Provided however, driveways, off-street parking and loading areas shall not be permitted in the side and rear transitional yards. If any side or rear portion of a lot other than the transitional yards is to be used for a driveway, off-street parking area and/or loading area, there shall be provided and maintained along the length of the drive and/or parking or loading area at the lot line or up to a distance of ten (10) feet from the lot line, and to the front setback line, a landscape screen, wall or fence of opaque landscape materials, ornamental block, brick, solid wood fencing or combination thereof. Said screen, wall or fence shall be constructed to a height of six (6) feet and shall be designed and constructed to restrict any view therethrough. The yard shall be landscaped and maintained for its length in grass with shrubbery and/or trees planted and maintained at intervals of ten (10) feet on center and to a minimum height of thirty-six (36) inches for shrubbery and six (6) feet for trees at time of planting, or comparable treatment.~~

~~(3) To provide maximum flexibility in the landscape design of said screen and ground area, a variety of plant material may be used, provided however, that a plan indicating the species, variety, size, spacing and location of all plants shall be filed with the Division of Planning and Zoning of the Department of Metropolitan Development and approved by the Metropolitan Development Commission or the Administrator of the Division of Planning and Zoning if so authorized by said Commission, prior to the issuance of an Improvement Location Permit.~~

~~6~~ 7. *Use of required yards and required transitional yards*. All required yards and required transitional yards shall be landscaped ~~in~~ with grass, and shrubbery, trees, ~~and/~~or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G, and shall remain as open space free from structures except where expressly permitted by this Ordinance:

a. Required front yards ~~may include~~:

(1) may include ~~P~~pedestrian walks, ~~access cuts~~ driveways, flag poles, fences, screening walls and similar appurtenant structures; ~~uses~~ and,~~.~~

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

~~(2) Off-street parking provided, however, a six (6) foot wide strip of the required front yard, paralleling and measured from the front lot line, and extending the full length thereof (except for walks, access cuts and driveways), shall be maintained as a landscaped portion of the front yard as required above, unless subject to the transitional yard requirements of section 2.01, B, 7.~~

b. ~~Except as prohibited by section 2.01, B, 7 r~~Required side and rear yards ~~may include~~:

(1) may include ~~P~~pedestrian walks, ~~access cuts, driveways~~ interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and, ~~uses.~~

(2) ~~Off-street~~ may include interior access drives and parking areas, unless subject to the transitional yard requirements of Section 2.01, B, 6 or 8, provided ~~subject to the requirements of section 2.01, B, 4, or 2.01, B, 7, as applicable and section 2.09~~ a six (6) foot wide landscaped strip of the required yard, adjacent to the lot line while paralleling and extending the full length of such lot line, except when interrupted by interior access driveway(s), shall be maintained.

c. Required front, side or rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of buildings and structures.* ~~The maximum height of buildings and structures shall be f~~Fifty (50) feet~~.~~, subject to the exceptions noted in Section 2.00, A, 5. Provided, however:

a. along any required front, side or rear ~~in the case of~~ transitional yards~~s~~ as specified in ~~s~~Section 2.01, B, ~~7~~6, the minimum required ~~front, side and rear~~ setbacks~~s~~ for that portion of the building exceeding thirty-five (35) feet shall be increased by one (1) foot for each additional one (1) foot, or part thereof, of building or structural height above thirty-five (35) feet, (see Section 2.16, Diagram I).

b. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs.* Signs ~~and advertising devices~~ and sign structures shall comply with the ~~s~~Sign ~~r~~Regulations of ~~Ordinance 71-AO-4, SIGN REGULATIONS~~ Marion County, Indiana, 71-AO-4, as amended.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.~~09~~10.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.~~10~~11.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

Sec. 2.02. C-2 High Intensity Office-Apartment Commercial District.

Statement of Purpose ~~of C-2 district~~. The C-2 District is designed to permit, in certain areas within the inner city~~,~~ along a few suitable arterial streets and in association with regional commercial complexes in the suburbs, the development of high-rise offices uses ~~and/~~or apartments intermixed, grouped in varying combinations or provided in the same building. The structural similarity and the possible functional interrelationship of living and working space can create an unusual compatibility of land use, especially in locations where access is particularly good. This type of District may represent a subordinate development to and near the Central Business District, the dominant function of an "uptown" location within the inner city or a major feature of a suburban, regional commercial focal point or planned community.

A. Permitted C-2 ~~district~~ Uses. ~~The following uses shall be permitted in the C-2 District. All~~ Permitted uses in the C-2 District shall conform to the ~~g~~General ~~r~~Regulations and ~~p~~Performance ~~s~~Standards of ~~s~~Section 2.00, and the C-2 District Development Standards of ~~s~~Section 2.02, B~~, and to any additional and/or more restrictive requirements specified in this section~~.

The following uses shall be permitted in the C-2 District:

1. Any use permitted in the C-1 district.

2. Attached ~~or detached~~ multifamily dwellings, subject to, and conforming to, all standards, requirements, ~~and~~ regulations and definitions of Section 2.00 (General Regulations), Section 2.25 (Definitions), and ~~s~~Section 2.12 ~~2.09,~~ (D-8 Dwelling District Eight Regulations) of the Dwelling Districts Zoning Ordinance of Marion County, Indiana, 89-AO-2, as amended, except for those pertaining to building height, yards and setbacks, in which case the regulations pertaining to those items found in Section 2.02 of the Commercial Districts Zoning Ordinance shall apply. ~~For inner-city renew for multifamily dwellings) section 2.10 (D-9 Dwelling District Nine Regulations for suburban~~

~~high-rise apartments) or section 2.11 (D-10 Dwelling District Ten Regulations for central and inner-city high-density multi-family) of Ordinance No. 66-AO-2, Dwelling Districts Zoning Ordinance of Marion County, Indiana, as amended.~~

3. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted primary uses, including supportive services directly related to and in the same building with the primary use, ~~Accessory convenience retail stores and services in office structures, multifamily residential structures or other C-2 District permitted use structures,~~ and accessory retail and service commercial uses, as permitted below and subject to the requirements of ~~s~~Section 2.02, B, 1, g.

Art gallery (sales/rental of art)	News dealers and newsstands
Bakery	Office supplies
Barber shop (excluding schools/colleges)	Optical goods (excluding optometrists)
Beauty shop (excluding schools/colleges)	Photocopying and duplicating services
Book store (new or used, excluding adult bookstore)	Photographic studio, portrait
	Photographic supplies
Cafeteria (for office employees or guests only)	Pressing service, apparel
Candle shop	Restaurant (for office employees or guests only)
Candy, nut or confectionery store	Shoeshine parlor
Card shop	Stationery store
Drug store, pharmacy or florist (including florist telegraph service)	Tobacco store or stand
Gift, novelty or souvenir shop	

4. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures ~~,~~ incidental and necessary to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use~~ shall be subject to the requirements of Section 2.13, E.

B. C-2 ~~district~~ Development Standards.

1. *Use.*

a. All uses and operations (except off-street ~~loading and~~ parking, off-street ~~parking~~ loading and drive-through customer service windows) shall be conducted ~~within~~ completely within enclosed buildings. On-site vehicular circulation and traffic patterns for all drive-through facilities shall be subject to the requirements of Section 2.12.

b. No outdoor storage shall be permitted except trash containers. Trash containers exceeding six (6) cubic feet shall:

(1) be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

(2) be located behind the established front building line; and

(3) not be located within a required yard or required transitional yard.

c. No vending machines shall be permitted on the exterior of any building or structure on the premises. Vending machines may be located within a building.

~~b~~ d. No merchandise shall be produced, stored or handled on the premises for purposes of delivery or for sale at retail, wholesale or discount to the public or other businesses unless minor and incidental to the ~~primary office~~ function of the permitted primary use or as reasonably needed for the supportive services or permitted accessory retail and service commercial uses. ~~Except, however, accessory use convenience retail sales and service establishments shall be permitted in office structures, multifamily residential structures or other C-2 District permitted use structures, provided such establishments:~~

~~c~~ e. No ~~show~~ exterior display windows or other exterior display ~~advertising~~ promoting, advertising or displaying products, merchandise or services retailed, offered, promoted or advertised by the use occupying the premises, shall be permitted.

f. Automated Teller Machines (ATM's) are permitted accessory uses in this district provided they are not free standing. ATM's shall meet the requirements of Section 2.12 if they are drive-through in nature.

g. Accessory uses or structures, if utilized, shall:

(1) have a total gross floor area for accessory retail or service commercial uses, which does not exceed ten percent (10%) of the total gross floor area of the primary building in which the use is located; and,

~~(1)~~ (2) have accessory retail or service commercial uses ~~are~~ for the primary purpose of serving the occupants and/ or employees of the primary use structure; ~~,~~ and,

~~3. are in no way designed or facilities provided to specifically encourage or attract automotive customers.~~

(3) have a total gross square footage for all accessory structures which does not exceed ten percent (10%) of the total gross square footage of all primary structures on the lot; and,

~~(2)~~ (4) ~~have no~~ not erect or maintain exterior signs announcing accessory uses or structures. ~~or display windows advertising or identifying the business, and~~

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~A front yard, having at least twenty-five(25) feet width of frontage on a public street and having a minimum depth in accordance with the following~~ The setback requirements of Section 2.13, A, shall be provided along ~~the~~ all street right-of-way lines, unless subject to the ~~established setback~~ provisions of ~~s~~Section 2.00, A, ~~2~~ 3, b or c.

~~Except as allowed under paragraph 6 below, no part of any structure (excluding canopies, eaves, cornices and/or any other laterally-supported extensions, any of which may extend into the required yard a maximum of four (4) feet) shall be built closer to the centerline of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:~~

~~1. Expressway: Eighty-five (85) feet~~
~~2. Primary Thorough-fare or Parkway Seventy (70) feet~~
~~3. Secondary Thoroughfare: Seventy (70) feet~~
~~4. Collector Street: Sixty (60) feet~~
~~5. Local Street & Cul-de-Sac: Fifty-five (55) feet~~

~~Provided, however, in no event shall the required minimum front setback be located closer to the proposed right-of-way of any Expressway, Primary Thoroughfare or Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than ten (10) feet.~~

~~b. No part of any structure shall be built closer to the right-of-way line of a Federal Interstate Highway route than ten (10) feet, except:~~

~~Front roads immediately paralleling Federal Interstate routes (with a coinciding right-of-way boundary) shall be considered collector streets, requiring a front setback of twenty-five (25) feet from the right-of-way of such front road unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.~~

~~(3) Required corner side yard, double frontage lot minimum setback~~

~~In any case where the side or rear lot lines abut a street right-of-way line, there shall be provided a side or rear yard in which the setback of any structure shall comply with the minimum front setback~~

~~requirements of section 2.02, B, 2, unless subject to the established setback provisions of section 2.00, A, 2.~~

4. *Required minimum side yards, minimum side setback.* A side ~~yard and~~ setback and landscaped side yard of not less than ten (10) ~~eight (8)~~ feet in depth, measured from and paralleling the lot line, shall be provided ~~along each side lot line (~~unless subject to the additional transitional yard ~~setback~~ requirements of ~~s~~Section 2.02, B, 6 or 8, ~~for building or structural heights in excess of thirty-five (35) feet, or transitional yard requirements of section 2.02, B, 7). If any portion of a side yard is used for a driveway or off-street parking area, there shall be provided and maintained along the entire length of such lot line, a three (3) foot landscaped strip, extending the full length thereof; provided, however, that where a dedicated alley separates a side yard from the adjacent property, the entire required side yard may be used for off-street parking and/or driveway.~~

5. *Required minimum rear yard, minimum rear setback.* A rear ~~yard~~ setback and ~~setback~~ landscaped rear yard of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided ~~along the rear lot line (~~unless subject to the additional transitional yard setback requirements of Section 2.02, B, 6 or 8. ~~transitional yards requirements of section 2.02, B, 7). Said rear yard, whether abutting an adjacent property or separated therefrom by a dedicated alley, may be entirely used for off-street parking and/or driveway, unless subject to transitional yard requirements.~~

~~7~~ 6. *Required transitional yards, minimum setbacks.* ~~a.~~ Minimum ~~F~~front, ~~S~~side and ~~R~~rear ~~T~~transitional ~~Y~~yards and ~~S~~setbacks--Yards fronting upon or abutting a ~~Residential~~ Protected District are subject to the requirements of Section 2.02, B, 7 or 8 in addition to the following requirements:

~~1.~~ a. Where a front yard abuts a street on the opposite side of which is a ~~residential~~ Protected District, ~~the~~ a minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right-of-way line does not exist, or the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement. ~~the same as the standard front yard and setback requirement of section 2.02, B, 2. Provided, however, the front yard use of such minimum required transitional front yard shall not include off-street parking if said abutting street is a Collector, Local or Marginal Access Street, Cul-de- Sac or Parkway. If the abutting street is an Expressway, Primary or Secondary Thoroughfare, the front yard may include off- street parking provided a twenty (20) foot wide strip of said required front yard paralleling and measured from the front lot line and extending the full length thereof (except for walks, access cuts and driveways), shall be maintained as a landscaped portion of the front yard in conformance with section 2.02, B, 7.~~

~~(2)~~ b. Where a side or rear lot line abuts ~~either~~ a ~~side or rear~~ lot line in an adjacent ~~residential~~ Protected District, a required side or rear transitional yard and setback of not less than fifteen (15) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) ~~Provided however, w~~Where a dedicated alley separates such side or rear lot line from the ~~residential~~ Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) ~~Transitional Yards Exception -~~ The transitional yard requirements of ~~s~~Section 2.02, B, ~~7~~ 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful non-conforming use, exists upon such adjoining property or abutting frontage property, although ~~residentially~~ zoned as a Protected District.

~~b. Screening and landscaping of transitional yards - Yards Fronting Upon Or Abutting A Residential District~~

~~1. Front transitional yards (fronting upon a residential District) shall be landscaped in an open pattern, in grass and shrubbery, trees and/or hedge to provide a partial screening of the commercial use. An ornamental, decorative fence or masonry wall, not more than two and one-half (2-1/2) feet in height if solid, or six (6) feet if open, may be used in conjunction with the landscaping. Provided however, along any portion of said transitional front yard in which an off-street parking area is located, there shall be provided and maintained along the front line of the parking area a buffer screen of either:~~

~~Architectural Screen - a wall or fence of ornamental block, brick, solid wood fencing or combination thereof. Said wall or fence shall be at least 42 inches in height and shall be so constructed to such minimum height to restrict any view therethrough, or~~

~~Plant Material Screen - a compact hedge of evergreen or deciduous shrubs, at least 36 inches in height at the time of planting.~~

~~Ground area between such wall, fence or hedge and the front lot line shall be planted and maintained in grass, other suitable ground cover, shrubbery and/or trees. All shrubs and trees shall be planted or transplanted with a ball of earth and shall meet the standards of the American Association of Nurserymen, (a copy of which is on file in the office of the Division of Planning and Zoning of the Department of Metropolitan Development of Marion County, Indiana, and is hereby incorporated by reference and made a part hereof).~~

~~2. Side and rear transitional yards (abutting residential Districts) shall be landscaped in grass and shrubbery, trees and/or hedge to form an effective screening of the commercial use. An ornamental, decorative fence or masonry wall may be used in conjunction with the landscaping. Provided, however, driveways, off-street parking and loading areas shall not be permitted in the side and rear transitional yards. If any side or rear portion of a lot other than the transitional yards is to be used for a driveway, off-street parking area and/or loading area, there shall be provided and maintained along the length of the drive and/or parking or loading area at the lot line or up to a distance of ten (10) feet from the lot line, and to the front setback line, a landscape screen, wall or fence of opaque landscape materials, ornamental block, brick, solid wood fencing or combination thereof. Said screen, wall or fence shall be constructed to a height of six (6) feet and shall be designed and constructed to restrict any view therethrough. The yard shall be landscaped and maintained for its length in grass with shrubbery and/or trees planted and maintained at intervals of ten (10) feet on center and to a minimum height of thirty six (36) inches for shrubbery and six (6) feet for trees at time of planting, or comparable treatment.~~

~~3. To provide maximum flexibility in the landscape design of said screen and ground area, a variety of plant material may be used, provided however, that a plan indicating the species, variety, size, spacing and location of all plants shall be filed with the Division of Planning and Zoning of the Department of Metropolitan Development and approved by the Metropolitan Development Commission or the Administrator of the Division of Planning and Zoning if so authorized by said Commission, prior to the issuance of an Improvement Location Permit.~~

~~6~~ 7. *Use of required yards and required transitional yards*. All required yards shall be landscaped~~, in~~ with grass and shrubbery, trees ~~and/~~or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G, and shall remain as open space free from structures except where expressly permitted by this Ordinance:

a. Required front yards~~: may include:~~

(1) may include ~~P~~pedestrian walks, ~~access cuts,~~ driveways, flag poles, fences, screening walls and similar appurtenant ~~uses~~ structures; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

~~2. Off-street parking provided, however, a six (6) foot wide strip of the required front yard, paralleling and measured from the front lot line, and extending the full length thereof (except for walks, access cuts and driveways), shall be maintained as a landscaped portion~~

~~of the front yard as required above, unless subject to the transitional yard requirements of section 2.02, B, 7~~.

b. ~~Except as prohibited by section 2.02, B, 7, r~~Required side and rear yards ~~may include~~:

(1) may include ~~P~~pedestrian walks, ~~access cuts, driveways,~~ interior access driveways, flag poles, fences, screening walls, and similar appurtenant structures ~~uses.~~; and,

(2) ~~Off-street~~ may include interior access drives and parking areas, unless subject to the transitional yard requirements of Section 2.02, B, 6, or B, 8, provided ~~subject to the requirements of section 2.02, B, 4, or 2.02, B, 7, as applicable and section 2.11.~~ a six (6) foot wide landscaped strip of the required yard, adjacent to the lot line while paralleling and extending the full length of such lot line, except when interrupted by interior access driveway(s), shall be maintained.

c. Required front, side and rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and appurtenant structures; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of building and structures*. There shall be no height limitation ~~of~~ for buildings and structures provided that:

a. Minimum required front, side and rear yard setbacks shall be increased by one (1) foot for each three (3) additional feet, or part thereof, of building or structural height above thirty-five (35) feet to a maximum front, side or rear building setback requirement of thirty (30) ~~twenty (20)~~ feet; and,

b. ~~Transitional m~~Minimum required setback along any required front, side or ~~and~~ rear transitional yard as specified in section 2.02, B, 6 ~~setbacks~~ shall be increased by one (1) foot for each one (1) foot ~~three (3) feet~~, or part thereof, of building or structural height above thirty-five (35) feet to a maximum front, side or rear building setback requirement of fifty (50) ~~twenty-five (25)~~ feet (see Section 2.16, Diagram I.).

c. The height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs*. Signs ~~and advertising devices~~ and sign structures shall comply with the ~~s~~Sign ~~r~~Regulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended.

10. *Off-street parking*. Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section ~~2.09~~ 2.10.

11. *Off-street loading*. Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section ~~2.10~~ 2.11.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscaping plans, street requirements, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

Sec. 2.03. C-3 Neighborhood Commercial District.

Statement of Purpose ~~of C-3 district~~. The C-3 District is designed to permit the development of a complete range of retail sales and personal, professional and business services required to meet the maximum demand of a fully developed residential neighborhood - regardless of its size. Examples of such types of uses include neighborhood shopping centers, sales of retail convenience or durable goods, shopping establishments, retail

and personal and professional service establishments. It does not make provision, however, for those businesses that draw customers in significant numbers from well beyond a neighborhood boundary and are, therefore, unusually heavy traffic generators, such as ~~department stores or~~ theaters~~.~~. It does not allow those businesses that require the outdoor display, sale or storage of merchandise~~,~~; require outdoor ~~services and~~ operations~~,~~; or permit outdoor service and consumption of food and beverages. In general, to achieve maximum flexibility of permitted land use, the C-3 District makes possible a highly varied grouping of indoor retail and business functions.

A. Permitted C-3 ~~district~~ uses. ~~The following uses shall be permitted in the C-3 District.~~ Permitted ~~All~~ uses in the C-3 District shall conform to the ~~g~~General Commercial District ~~r~~Regulations and ~~p~~Performance ~~s~~Standards of ~~s~~Section 2.00, and the C-3 ~~District~~ ~~d~~Development ~~s~~Standards of ~~s~~Section 2.03, B~~, and to any additional and/or restrictive requirements specified in this section~~.

~~(1) Any use permitted in the c-1 district (Except Convalescent Home, Nursing Home, Day Nursery and Kindergarten).~~

~~(2) Neighborhood shopping center or complex (But not including department store or discount department store). A neighborhood shopping center or complex provides neighborhood related retail convenience goods and services. No single center or complex shall exceed 90,000 square feet of gross floor area.~~

~~(3) Retail convenience goods and/or service establishment, including:~~

~~a. Drug store, hardware store, grocery, retail bakery sales, or other food store, lunch counter, tavern, delicatessen or restaurant, including any restaurant or other food or alcoholic beverage service establishment in which food or alcoholic beverages are served or dispensed for consumption indoors or for carry-out. Provided, however, taverns, and such carry-out establishments, where food or alcoholic beverages may be carried out or may be likely to be consumed on the premises shall:~~

~~1. Provide adequate outdoor convenience trash containers.~~
~~2. Not provide outdoor tables and/or seats.~~
~~3. Where the rear lot line abuts a residential District, meet the transitional yard requirements of section 2.03, B, 7.~~
~~4. Not be located within one hundred (100) feet of a residential District on the same side of the street, unless such establishment is separated from said residential District by an intervening street.~~

~~b. Gasoline service station, limited to not more than three service bays, indoors only. Provided, however, that the service station function, services, operation and sales shall not include the following:~~

~~1. The sale, rental, display or storage of new or used motor vehicles, trailers, tractors, machinery or other similar equipment; or merchandise not related to the minor servicing of motor vehicles or for the immediate convenience of customers.~~
~~2. Commercial parking of motor vehicles.~~
~~3. Exterior display or storage of oil, antifreeze, batteries, tires, and other merchandise or products, other than oil dispensing cabinets located on pump islands.~~
~~4. Major servicing or motor or body repair such as, but not limited to, body or fender work, motor overhaul, major transmission repair, auto glass work, tire recapping, mechanical car washing.~~
~~5. Dismantling or wrecking of motor or other vehicles, or the storage of inoperable, damaged or wrecked vehicles.~~
~~6. A driveway so located and constructed that it permits traffic movement completely around or behind the service station structure (except where necessary to provide adequate access to the off-street parking area, building, storage tanks, trash containers, etc., or to adjacent commercial property, or in the case of a station designed to provide service on all sides).~~

~~(4) Personal service establishment, including but not limited to:~~

~~Barber shop, beauty shop, dry cleaning and laundry pick-up stations, laundromats and self-service dry-cleaning, shoe repair, tailor or seamstress, radio and television service, photography studio, mail order store.~~

~~(5) Post office, provided no storage of delivery vehicles is maintained on the premises.~~

~~(6) Professional service establishment, including:~~

~~Optical service; interior decorator.~~

~~(7) Shopping or durable goods establishment, including: Wearing apparel and accessories stores, shoe stores, dry goods, fabric shop, stationer, gift shop, florist, photographic supplies, hobby shop; pet shop, including grooming shop and obedience school; music, records, musical instrument stores; sporting goods, bicycle stores; paint and wallpaper, floor coverings, antiques; variety stores (but not including department store or discount department store).~~

~~(8) Other uses similar and comparable in character to the above permitted uses.~~

The following uses shall be permitted in the C-3 District:

1. Any use permiited in the C-1 district (except convalescent or nursing home, day care center).

2. Automobile oil change or lubrication shops, subject to the provisions of Section 2.03, B, 1, f.

3. Check cashing or validation service

4. Coupon or trading stamp redemption service

5. Drinking place (no dancing or entertainment), subject to the provisions of Section 2.03, B, 1, e, including:

   Bar — Tavern

6. Eating place, any type of restaurant, subject to the provisions of Section 2.03, B, 1, e.

7. Emergency shelter

8. Gasoline service station (except truck stop), subject to the provisions of Section 2.03, B, 1, f.

9. Outdoor advertising signs, subject to the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

10. Parcel packing/mailing service (excluding industrial)

11. Personal service establishment, including the following:

Barber shop	Mail order store
Beauty shop	Photofinishing ("one-hour" photo service)
Dry Cleaning or Laundry	Photography studio
Pick-up stations	Power laundry
Garment pressing laundromats	Radio or television service
Interior decorator	Tailor, seamstress or dressmaker
Key duplicating shop	Tanning salon
Locksmith	Tattoo parlor

12. Post office

13. Rental or leasing of:

Clothing	Furniture
Computers	Office machines
Costumes	

14. Repair of:

Bicycles	Musical instruments

Cameras
Clocks, watches or jewelry
Computers
Dental instruments
Drafting instruments
Optical goods
Radios or televisions
Shoes
Typewriters

15. Retail-type use, including the following:

Antique store
Appliance store (household or minor)
Clothing, apparel or accessory store any type, including uniforms
Bait and tackle shop
Bicycle store
Book store (new or used, excluding adult bookstores)
Camera and photographic supply store
Card store
Computer or computer software store
Department store, any type
Drapery/curtain store
Drug store, pharmacy
Dry goods store
Fabric store
Food store, any type, including:
- Bakery
- Candy, nut or confectionery stores
- Convenience market*
- Deli
- Grocery store

Produce, Fruit, Fish or meat markets
Floor covering store, including: carpet, linoleum, tile
Florist (including telegraph service)
Frame shop
Furniture Store, any type
Gift shop
Hardware store
Hobby, toy or game shop, including:
- Arts and crafts shop

Hospital and sick room sales/rental and equipment
Jewelry store
Liquor store (package)**
Luggage and leather goods
Music Store, new or used, including:
- Musical instrument store
- Record, tape, compact disk store
- Sheet music store

Office supply store
Optical goods store
Paint or wallpaper store
Pawn shop
Pet grooming
Pet obedience school
Pet shop
Pool and billiard table store
Radio, television or consumer electronics store
Religious goods store
Second hand store (excluding automotive or building materials)
Shoe store, any type
Sporting goods store
Stationer
Telephone store
Tobacco store
Trading stamp center
Trophy shop
Typewriter shop
Variety store

* Subject to the provisions of Section 2.03, B, 1, f.
** Subject to the provisions of Section 2.03, B, 1, e.

16. Schools, including:

Art
Barber college/school
Beauty or cosmetology college/school
Dance
Karate or martial arts
Photography

17. Singing society.

18. Social club, membership.

19. Temporary seasonal retail sales use, subject to the provisions of Section 2.13, F.

20. Other uses similar and comparable in character to the above permitted uses.

~~9~~ 21. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted primary uses, including supportive services directly related to and located in the same building with the primary use, shall be subject to the requirements of Section 2.03, B, 1, g.~~provided no exterior signage announcing such services shall be permitted.~~

~~10~~ 22. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use~~ shall be subject to the requirements of Section 2.13, E.

B. C-3 ~~district~~ Development Standards.

1. *Use.*

a. ~~No single establishment shall exceed thirty thousand (30,000) square feet in total gross floor area. Provided, however,~~ No single use, whether free standing or contained within an ~~uses which are~~ integrated center ~~within a single structure (such as multi-merchandising operations)~~ shall ~~may contain up to~~ exceed sixty thousand (60,000) ~~45,000~~ square feet of gross floor area.

No shopping center or integrated center shall exceed one hundred twenty-five thousand (125,000) square feet of total gross floor area.

b. All uses and operations (except off-street ~~loading~~ parking, ~~and~~ off-street ~~parking~~ loading and drive-through customer service windows) shall be conducted ~~within~~ completely within enclosed buildings, except where otherwise specifically permitted. On-site vehicular circulation and traffic patterns for all drive-through facilities shall be subject to the requirements of Section 2.12. ~~Provided, however, gasoline service stations may dispense gasoline, oil, antifreeze and other similar products and perform other minor services outdoors for customers, subject to the limitations of section 2.03, A, 3b.~~

c. No outdoor storage shall be permitted, except:

(1) ~~other than t~~Trash containers~~, provided that t~~Trash containers exceeding six (6) cubic feet shall~~: be located~~

i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and, ~~behind or beside the primary structure.~~

ii. be located behind the established front building line; and,

iii. not be located within a required yard or required transitional yard.

(2) Recycling containers. Recycling containers shall be subject to the requirements of Section 2.13, D, (Requirements for Recycling Containers).

d. ~~No vending machines shall be permitted on the exterior of any building on the premises.~~ Vending machines shall be permitted provided the machine(s) shall:

(1) be located within a building; or,

(2) be located on the exterior of a building abutting its exterior wall; and,

(3) not be located within a required yard or required transitional yard.

e. Taverns, package liquor stores, fast food or drive-through restaurants, and such establishments, where food or alcoholic beverages may be carried out, shall:

(1) provide adequate outdoor convenience trash containers; and,

(2) not provide outdoor tables and/or seats; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the

Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J).

f. Gasoline service stations, lubricating and oil change services, convenience markets, service centers or functions, shall:

(1) not include the following:

i. any outdoor service operations (other than the dispensing or installation of gasoline, oil, antifreeze, headlights, wiper blades and other similar products and the performance of minor services for customers as related to said dispensing or installation);

ii. the sale, rental, display or storage of vehicles, trailers, tractors, machinery or other similar equipment;

iii. commercial parking of vehicles;

iv. major servicing of motor or body repair such as, but not limited to, body or fender work, motor overhaul, major transmission repair, auto glass work, tire recapping, muffler repair or installation, auto body painting or trim shops; or,

v. dismantling or wrecking of any vehicles, or the storage of inoperable, damaged or wrecked vehicles.

(2) The exterior display, sales or storage of antifreeze, batteries, tires, oil, and other merchandise or products is permitted, provided such display or storage is:

i. accessory to the primary use; and,

ii. located immediately adjacent to the primary structure, but not within any required yard or required transitional yard; and,

iii. not more than two hundred (200) square feet in total area; and,

iv. maintained in an orderly manner; and,

v. not illuminated.

(3) A maximum of three (3) accessory indoor service bays may be provided for minor automotive servicing and repair. "Service bay" is defined in Section 2.16.

g. Accessory uses or structures shall:

have a total gross floor area which does not exceed twenty-five percent (25%) of the total gross floor area of the primary uses or structures; and,

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~A front yard, having at least twenty-five (25) feet width of frontage on a public street and having a minimum depth in accordance with the following~~ The setback requirements of Section 2.13, A, shall be provided along ~~the~~ all street right-of-way lines, unless subject to the Established Setback provisions of ~~s~~Section 2.00, A, ~~2~~3, b or c.

~~Excluding canopies, eaves, cornices and/or any other laterally-supported extensions, any of which may extend into the required yard a maximum of four (4) feet, no part of any structure shall be built closer to the centerline of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:~~

~~1. Expressway: Eighty-five (85) feet~~
~~2. Primary Thorough-fare or Parkway Seventy (70) feet~~
~~3. Secondary Thoroughfare: Seventy (70) feet~~

~~4. Collector Street: Sixty (60) feet~~
~~5. Local Street & Cul-de-Sac: Fifty-five (55) feet~~

~~Provided, however, in no event shall the required minimum front setback be located closer to the proposed right-of-way of any Expressway, Primary Thoroughfare or Secondary thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than ten (10) feet.~~

~~b. No part of any structure shall be built closer to the right-of-way line of a Federal Interstate Highway route than ten (10) feet, except:~~
~~Front roads with a coinciding right-of-way boundary immediately paralleling Federal Interstate routes (with a coinciding right- of-way boundary) shall be considered a collector street, requiring a front setback of twenty-five (25) feet from the right-of-way of such front road unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.~~

~~(3) Required corner side yard, double frontage lot minimum setback. In any case where the side or rear lot line abuts a street right-of-way line, there shall be provided a side or rear yard in which the setback of any structure shall comply with the requirements of section 2.03, B, 2, unless subject to the established setback provisions of section 2.00, A, 2.~~

4. *Required minimum side yards, minimum side setback.* No side yard or side setback ~~is~~ shall be required unless subject to the requirements for transitional yards of ~~s~~Section 2.03, B, ~~7~~6 or 8.

5. *Required minimum rear yard, minimum rear setback.* No rear yard or rear setback ~~is~~ shall be required unless subject to the requirements for ~~T~~transitional yards of ~~s~~Section 2.03, B, ~~7~~6 or 8.

~~7~~ 6. Required transitional yards, minimum setbacks. ~~a.~~ Minimum ~~F~~front, ~~S~~side and ~~R~~rear ~~T~~transitional ~~Y~~yards and ~~S~~setbacks--Yards fronting upon or abutting a ~~Residential~~ Protected District are subject to the requirements of Section 2.03, B, 7 or 8 in addition to the following requirements:

~~(1)~~ a. Where a front yard abuts a street on the opposite side of which is a ~~residential~~ Protected District, a ~~the~~ minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section, 2.00, A, 3, b or c, or Section 2.13, A. In the case where a proposed right-of-way line does not exist, or the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement.

~~the same as the standard front yard and setback requirement of section 2.03, B, 2. Provided, however, the front yard use of such minimum required transitional front yard shall not include off-street parking if said abutting street is a Collector, Local or Marginal Access Cul-de- Sac or Parkway. If the abutting street is an Expressway, Primary or Secondary Thoroughfare, the front yard may include off- street parking provided a twenty (20) foot wide strip of said required front yard paralleling and measured from the front lot line, and extending the full length thereof (except for walks, access cuts and driveways) shall be maintained as a landscaped portion of the yard in conformance with section 2.03, B, 7.~~

~~(2)~~ b. Where a side or rear lot line abuts ~~either~~ a ~~side or rear~~ lot line in an adjacent ~~residential~~ Protected District, a required side or rear transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) ~~Provided, however, w~~Where a dedicated alley separates such side or rear lot line from the ~~residential~~ Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) ~~Transitional Yards Exception -~~ The transitional yard requirements of ~~s~~Section 2.03, B, ~~7~~ 6 shall not apply in those instances where a commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although ~~residentially~~ zoned as a Protected District.

~~b. Screening and landscaping of transitional yards. Yards Fronting Upon or Abutting a Residential District.~~

~~1. Front transitional yards (fronting upon a residential District) shall be landscaped in an open pattern in grass and shrubbery, trees and/or hedge to provide a partial screening of the commercial use. An ornamental, decorative fence or masonry wall, not more than two and one half (2 1/2) feet in height if solid, or six (6) feet if open, may be used in conjunction with the landscaping. Provided however, along any portion of said transitional front yard in which an off-street parking area is located, there shall be provided and maintained along the front line of the parking area a buffer screen of either:~~

~~(a) Architectural Screen - a wall or fence of ornamental block, brick, solid wood fencing, or combination thereof. Said wall or fence shall be at least 42 inches in height and shall be so constructed to such minimum height to restrict any view therethrough, or~~

~~(b) Plant Material Screen - a compact hedge of evergreen or deciduous shrubs, at least 36 inches in height at the time of planting.~~

~~Ground area between such wall, fence or hedge and the front lot line shall be planted and maintained in grass, other suitable ground cover, shrubbery and/or trees. All shrubs and trees shall be planted or transplanted with a ball of earth and shall meet the standards of the American Association of Nurserymen, (a copy of which is on file in the office of the Division of Planning and Zoning, Department of Metropolitan Development of Marion County, Indiana, and is hereby incorporated by reference and made part hereof).~~

~~2. Side and rear transitional yards (abutting a residential District) shall be landscaped in grass and shrubbery, trees and/or hedge to form an effective screening of the commercial use. An ornamental, decorative fence or masonry wall may be used in conjunction with the landscaping. Driveways, off-street parking and loading areas shall not be permitted in the side and rear transitional yards. If any side or rear portion of a lot other than the transitional yards is to be used for a driveway, off-street parking area and/or loading area, there shall be provided and maintained along the length of the drive and/or parking or loading area at the lot line or up to a distance of fifteen (15) feet from the lot line, and to the front setback line, a landscape screen, wall and/or fence of opaque landscape materials, ornamental block, brick, solid wood fencing or combination thereof. Said screen, wall or fence shall be constructed to a height of six (6) feet and shall be designed and constructed to restrict any view therethrough. The yard shall be landscaped for its length in grass with shrubbery and/or trees planted and maintained at intervals of ten (10) feet on center and to a minimum height of thirty- six (36) inches for shrubbery and six (6) feet for trees at time of planting, or comparable treatment.~~

~~3. To provide maximum flexibility in the landscape design of said screen and ground area, a variety of plant material may be used, provided, however, that a plan indicating the species, variety, size, spacing and location of all plants shall be filed with the Division of Planning and Zoning of the Department of Metropolitan Development and approved by the Metropolitan Development Commission or the Administrator of the Division of Planning and Zoning if so authorized by said Commission, prior to the issuance of an Improvement Location Permit.~~

~~6~~ 7. *Use of required yards and required transitional yards.* All required yards and required transitional yards shall be landscaped~~, in~~ with grass, ~~and~~ shrubbery, trees, ~~and/~~or hedge, or in combination with other suitable ground cover materials ~~except~~, subject to the requirements of Section 2.13, G, and shall remain as open space free from structures except where expressly permitted by this Ordinance including the following regulations:

a. Required front yards: ~~may include:~~

(1) may include ~~P~~pedestrian walks, ~~access cuts,~~ driveways, flag poles, fences, screening walls, and similar appurtenant structures ~~uses~~; and,

(2) shall not include parking areas and interior access drives, unless subject to the provisions of Section 2.13, A.

b. Required front, side and rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls, and similar appurtenant structures; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

~~(2) Off-street parking, gasoline service station pumps and "gasoline service station canopies" (defined as vertically supported unenclosed roof-like structures built to provide cover for gasoline service station pumps) constructed entirely within the owner's real estate and with no portion thereof constructed closer than fifty (50) feet to the center line of the nearest abutting street, thoroughfare, or expressway.~~

~~Provided, however, a six (6) foot wide strip of the required front yard, paralleling and measured from the front line, and extending the full length thereof (except for walks, access cuts and driveways), shall be maintained as a landscaped portion of the front yard as required above, unless subject to the transitional yard requirements of section 2.03, B, 7.~~

~~Provided, however, in no event shall the gasoline service station canopy be located closer to the proposed right of way of any Expressway, Primary Thoroughfare or Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than ten (10) feet, and if subject to the transitional yard requirements of section 2.03, B, 7, closer to the proposed right-of-way than twenty (20) feet, regardless of the street classification. Except, however, for gasoline service station uses established before April 1, 1980, in no event shall its gasoline service station canopy be located closer to the existing right-of-way of any Expressway, Primary Thoroughfare or Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than six (6) feet, and if subject to the transitional yard requirements of section 2.03, B, 7, closer to the existing right-of-way than twenty (20) feet, regardless of the street classification.~~

~~Provided, however, prior to the issuance of an Improvement Location Permit for any gasoline service station canopy located within ten (10) feet of the proposed right-of-way of any Expressway, Primary Thoroughfare or Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana), or if subject to the transitional yard requirements of section 2.03, B, 7, located within twenty (20) feet of the proposed right-of-way, the owner of said real estate shall execute and deliver to the Metropolitan Development Commission, on the form prescribed by it, a written commitment to be recorded agreeing to remove said canopy at his expense upon acquisition of additional right-of-way by a governmental authority which would cause an existing gasoline service station canopy to be in non-conformance to these standards and waiving any and all claims to damages or compensation by reason of the existence or removal thereof.~~

~~Provided, however, after the effective date of this ordinance, legally established gasoline service station canopies, not in conformance with the requirements of section 2.03, B, 2, a, shall be amortized over a ninety (90) day period to begin when a gasoline service station ceases operation (to be defined as when gasoline storage tanks are filled or removed per State Fire Marshal orders). Said gasoline service station canopies shall lose their legally established status after said ninety (90) day period and shall be removed. Conformity within section 2.03, B, 2, a, shall be construed to mean conformity with such section without allowance for the exceptions contained in this paragraph (paragraph 6).~~

~~b. Except as prohibited by section 2.03 B, 7, b, required side and rear yards may include:~~

~~1. Pedestrian walks, access cuts, driveways, flag poles and similar appurtenant uses.~~

~~2. Off-street parking, subject to the requirements of section 2.03, B, 4, 2.03, B, 7, as applicable and section 2.09.~~

8. *Maximum height of buildings and structures.* ~~Maximum height of buildings and structures~~ tThirty-five (35) feet, subject to the exceptions noted in Section 2.00, A, 5.

   Provided, however:

   a. along any required front, side or rear transitional yard, as specified in Section 2.03, B, 6, the minimum required setback for that portion of the building exceeding eighteen (18) feet shall be increased by one (1) foot for each additional one (1) foot, or part thereof, of building or structural height above eighteen (18) feet (see Section 2.16, Diagram I).

   b. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs.* Signs ~~and advertising devices~~ and sign structures shall comply with the ~~sign regulations of Ordinance 71-AO-4,~~ Sign Regulations of Marion County, Indiana 71-AO-4 as amended.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.10~~09~~.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.11~~0~~.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures and buildings, temporary seasonal retail sales uses, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

Sec. 2.035. C-3C Corridor Commercial District.

Statement of purpose ~~of C-3C District~~. ~~This District is designed for a function similar to that of the C-1 District. However, it provides for a more intensive use of frontage along selected portions of extremely high-volume primary thoroughfares where a low-density residential area is in a pattern of transition through obsolescence. The orderly development of this more intensive use shall be permitted only after recognition of such need by policy resolution of the Metropolitan Development Commission. Offices and neighborhood commercial uses are permitted with sufficient development standards to protect abutting residential districts. As a buffer district, fences or walls are required for screening and separation of these uses from residential development. In addition, floor areas are restricted, heights of buildings are lowered and similar amenities are required for optimum compatibility of this District with the adjacent residential areas.~~ The C-3C (Commercial Corridor) District, like the C-3 (Neighborhood Commercial) District, is designed for those professional offices and commercial businesses which typically do not draw customers from beyond their respective neighborhood boundaries. Examples of such types of uses include sales of retail convenience or durable goods, shopping establishments, and personal and professional service establishments. It is planned, therefore, for use in older urban commercial areas which are located adjacent to established residential neighborhoods on select segments of primary and secondary thoroughfares. Characterized by small-scale commercial buildings abutting the pedestrian walkway and vehicular traffic, these areas often suffer from limited availability of off-street parking. In addition, certain redevelopment areas and infill projects can be suitably located in a C-3C District. To encourage the optimal utilization of these types of commercial areas, residential units are permitted in commercial buildings. This feature and the location of this district within walking distance to residential districts dictate that selected types of offices and other commercial uses which do not generate substantial vehicular traffic locate in the C-3C District. In order to perform its buffering function, floor areas are restricted, screening with fences, walls or landscaping are required and other similar amenities are necessary for optimum compatibility of this District with the adjacent residential development.

A. Permitted C-3C ~~district~~ uses. ~~The following uses shall be permitted in the C-3C District. All~~ Permitted uses in the C-3C District shall conform to the ~~g~~General Commercial District ~~r~~Regulations and ~~p~~Performance ~~s~~Standards of ~~s~~Section 2.00, and the C-3C District ~~d~~Development ~~s~~Standards of ~~s~~Section 2.035, B~~, and to any additional or more restrictive requirements specified in this section~~.

~~(1) Any use permitted in the c-1 district (except Convalescent Home, Nursing Home, Day Nursery and Kindergarten).~~

~~(2) Retail convenience goods and/or service establishment, including:~~

~~Drug store, hardware store, grocery, retail bakery, delicatessen, restaurant (indoor service only).~~

~~(3) Personal service establishment, including:~~

~~Barber shop, beauty shop, dry cleaning and laundry pick-up station, self-service dry cleaning and laundromat, shoe repair, tailor, seamstress, radio and television service, photographic studio.~~

~~(4) Shopping goods establishment, including:~~

~~Antique, bicycle store, dry goods, fabric shop, florist, gift shop, hobby shop, music store (including records, instruments), pet shop, paint and wallpaper store, shoe store, sporting goods store, stationer, wearing apparel and accessories stores.~~

The following uses shall be permitted in the C-3 District:

1. Any use permitted in the C-1 district (except convalescent or nursing home, day care center).

2. Dwelling unit(s), as defined in Section 2.16.

3. Eating place, any type of restaurant, subject to the provisions of Section 2.035, B, 1.

4. Membership organization or club, any type.

5. Outdoor advertising signs, subject to the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

6. Personal service establishment, including the following:

Barber shop
Beauty shop
Check cashing or validation service
Clothing rental, including costume or tuxedo
Computer store
Furniture rental/leasing
Hat cleaning and blocking shop
Garment pressing
Laundromats, coin-operated laundries and drycleaning
Locksmith
Pet grooming
Photography studio
Tailor, seamstress or dressmaker
Tanning salon

7. Repair of:

Bicycles
Cameras
Clocks, watches or jewelry
Computers
Dental instruments
Drafting instruments
Musical instruments
Optical goods
Radios or televisions
Shoes
Typewriters

8. Retail-type use, including the following:

Antique store
Appliance store (household or minor)
Clothing, apparel or accessory store, any type, including uniforms
Bait and tackle shop
Bicycle store
Book store (new or used, excluding adult bookstore)
Camera and photographic supply store
Card store
Computer or computer software store
Drapery/curtain store
Frame shop
Furniture store, any type
Gift shop
Hardware store
Hobby, toy or game shop, including:
Arts and crafts shop
Jewelry store
Luggage and leather goods
Music store, including:
Record, tape, compact disk store
Musical instrument store
Sheet music store

Dry goods store
Fabric store
Floor covering store, including:
Carpet, linoleum, tile
Florist (including telegraph service)
Food Store, any type, including:
Bakery
Candy, nut or confectionery stores
Deli
Grocery store
Produce, fruit, fish or meat markets
Office supply store
Optical goods store
Paint or wallpaper store
Religious goods store
Shoe store
Sporting goods store
Stationer
Telephone store
Tobacco store
Trophy shop
Typewriter shop
Variety store
Video tape rental or sales

~~5~~ 9. Other uses similar and comparable in character to the above permitted uses.

~~6~~ 10. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted primary uses, including supportive services directly related to and located in the same building with the primary use, shall be subject to the requirements of Section 2.035, B, 1, h.

~~7~~ 11. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use~~ shall be subject to the requirements of Section 2.13, E.

B. C-3C ~~District~~ Development Standards.

1. *Use.*

a. No single commercial establishment ~~use~~ shall exceed eight thousand (8,000) square feet in total gross floor area.

b. All uses and operations (except off-street parking, ~~loading~~ and off-street loading ~~parking~~) shall be conducted ~~within~~ completely within enclosed buildings.

c. No outdoor storage shall be permitted, except:

(1) Trash containers. Trash containers exceeding six (6) cubic feet shall:

i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

ii. be located behind the established front building line; and,

iii. not be located within a required yard or a required transitional yard.

(2) Recycling containers. Recycling containers shall be subject to the requirements of Section 2.13, D, (Requirements for Recycling Containers).

d. No vending machines shall be permitted on the exterior of any building or structure on the premises. Vending machines may be located within a building.

e. No ~~show windows or other exterior~~ outdoor display~~,~~ promoting products, merchandise or services retailed or offered by the use occupying the premises shall be permitted.

~~Pole signs shall not be permitted. Ground signs and wall signs on the street facade only shall be permitted, subject to the regulations of Ordinance 71-AO-4, Sign Regulations of Marion County, Indiana.~~

~~d~~ f. ~~No retail establishment of a "drive-in" character shall be permitted.~~ No commercial establishment shall be permitted to use a drive-through service unit.

g. Automated Teller Machines (ATM's) are permitted accessory uses in this District provided that the machine(s) shall serve pedestrian traffic only.

h. Accessory uses or structures shall have a total gross floor area which does not exceed twenty-five percent (25%) of the total gross floor area of the primary uses or structures.

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~A front yard, having at least twenty-five (25) feet width of frontage on a public street and having a minimum depth in accorddance with the following~~ The setback requirements of Section 2.13, A, shall be provided along ~~the~~ all street right-of-way lines, unless subject to the Established Setback provisions of ~~s~~Section 2.00, A, ~~2~~ 3, b or c.

~~Excluding canopies, eaves, cornices and/or any other laterally-supported extensions, any of which may extend into the required yard a maximum of four (4) feet, no part of any structure shall be built closer to the centerline of the following streets (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than:~~

~~(1) Expressway: Eighty-five (85) feet~~

~~(2) Primary Thoroughfare or parkway Seventy (70) feet~~

~~(3) Secondary thoroughfare: Seventy (70) feet~~

~~(4) Collector Street Sixty (60) feet~~

~~(5)Local Street and cul-de-sac: Fifty-five (55) feet~~

~~Provided, however, in no event shall the required minimum front setback be located closer to the proposed right-of-way of any Expressway, Primary Thoroughfare or Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana) than ten (10) feet.~~

~~b. No part of any structure shall be built closer to the right-of-way line of a Federal Interstate Highway route than ten (10) feet, except:~~

~~Front roads immediately paralleling Federal Interstate routes (with a coinciding right- of-way boundary) shall be considered collector streets, requiring a front setback of twenty-five (25) feet from the right-of-way of such front road unless such front road is designated otherwise on the Official Thoroughfare Plan of Marion County, Indiana, or on the recorded plat thereof as required by the Subdivision Control Ordinance of Marion County, Indiana.~~

~~3. Corner side yard, double frontage lot minimum setback. In any case where the side or rear lot line abuts a street right-of-way line, there shall be provided a side or rear yard in which the setback of any structure shall comply with the minimum front setback requirements of sec 2.035 B 2 unless subject to the established setback provisions of section 2.00 A 2.~~

4. *Required minimum side yards, minimin side setback.* ~~A side yard and setback of not less than eight (8) feet in depth, shall be provided along each side lot line (unless subject to transitional yards requirements of section 2.035, B, 7.~~ No side yard or side setback shall be required unless subject to the requirements for transitional yards of Section 2.035, B, 6 or 8.

~~If any portion of a side yard is used for a driveway or off-street parking area, there shall be provided and maintained along the entire length of such lot line, a three (3) foot landscaped strip, extending the full length thereof; provided, however, that were a dedicated alley separates a side yard from the adjacent property, the entire required side yard may be used for off-street parking and/or driveway.~~

5. *Required minimum rear yard, minimum rear setback.* ~~A rear yard and setback of not less than ten (10) feet in depth, shall be provided along the rear lot line (unless subject to transitional yard requirements of section 2.035, B, 7. Said rear yard, whether abutting an adjacent property or separated therefrom~~

~~by a dedicated alley may be entirely used for off-street parking and/or driveway, unless subject to transitional yard requirements.~~ No Rear yard or rear setack shall be required unless subject to the requirements for transitional yards of Section 2.035, B, 6 or 8.

~~7~~ 6. *Required transitional yards, minimum setbacks.* a. Minimum ~~f~~Front, ~~s~~Side and ~~r~~Rear ~~t~~Transitional ~~y~~Yards and ~~s~~Setbacks--Yards fronting upon or abutting a ~~Residential~~ Protected District are subject to the requirements of Section 2.035, B, 7 or 8 in addition to the following requirements:

~~(1)~~ a. Where a front yard abuts a street on the opposite side of which is a ~~residential~~ Protected District, a ~~the~~ minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided, unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right-of-way line does not exist or the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement. ~~shall be the same as the standard front yard and setback requirement of section 2.035, b, 2. Provided however, the front yard use of such minimum required transitional front yard shall not include off-street parking if said abutting street is a Collector, Local or Marginal Access Street, Cul-de-Sac or Parkway. If the abutting street is an Expressway, Primary or Secondary Thoroughfare, the front yard may include off-street parking provided a twenty (20) foot wide strip of said required front yard, paralleling and measured from the front property lot and extending the full length thereof (except for walks access cuts and driveways), shall be maintained as a landscaped portion of the front yard in conformance with section 2.035, B, 7.~~

~~(2)~~ b. Where a side or rear lot line abuts ~~either~~ a ~~side or rear~~ lot line in an adjacent ~~residential~~ Protected District, a required side or rear transitional yard and setback of not less than fifteen (15) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) ~~Provided however, w~~Where a dedicated alley separates such side or rear lot line from the ~~residential~~ Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) ~~Transitional Yards Exception -~~ The transitional yard requirements of ~~s~~Section 2.035, B, ~~7~~ 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although ~~residentially~~ zoned as a Protected District.

~~b. Screening and landscaping of transitional yards Yards Fronting Upon Or Abutting A Residential District~~

~~1. Front transitional yards (fronting upon a residential District) shall be landscaped in an open pattern, in grass and shrubbery, trees and/or hedge to provide a partial screening of the commercial use. An ornamental, decorative fence or masonry wall, not more than two and one-half (2-1/2) feet in height if solid, or six (6) feet if open, may be used in conjunction with the landscaping.~~

~~Provided however, along any portion of said transitional front yard in which an off-street parking area is located, there shall be provided and maintained along the front line of the parking area a buffer screen of either:~~

~~Architectural Screen - a wall or fence of ornamental block, brick, solid wood fencing, or combination thereof. Said wall or fence shall be at least forty-two (42) inches in height and shall be so constructed to such minimum height to restrict any view therethrough, or~~

~~Plant Material Screen - a compact hedge of evergreen or deciduous shrubs, at least 36 inches in height at the time of planting.~~

~~Ground area between such wall, fence or hedge and the front lot line shall be planted and maintained in grass, other suitable ground cover, shrubbery and/or trees. All shrubs and trees shall be planted balled and covered with burlap and shall meet the standards of the American Association of Nurserymen, (a copy of which is on file in the office of the Division of Planning and Zoning, Department of Metropolitan Development of Marion County, Indiana, and is hereby incorporated by reference and made a part hereof).~~

~~2. Side and rear transitional yards (abutting residential Districts) shall be landscaped in grass and shrubbery, trees and/or hedge to form an effective screening of the commercial use. An ornamental, decorative fence or masonry wall may be used in conjunction with the landscaping.~~

~~Provided however, driveways, off-street parking and loading areas shall not be permitted in the side and rear transitional yards. If any side or rear portion of a lot other than the transitional yards is to be used for a driveway, off-street parking area and/or loading area, there shall be provided and maintained along the length of the drive and/or parking or loading area at a distance of fifteen (15) feet from the lot line, and to the front setback line, a wall or fence of ornamental block, brick, solid wood fencing or combination thereof. Said wall or fence shall be constructed to a height of six (6) feet and shall be constructed to restrict any view therethrough. The fifteen (15) foot yard shall be landscaped for its length in grass with shrubbery and/or trees planted and maintained at intervals of ten (10) feet on center and to a minimum height of thirty-six (36) inches for shrubbery and six (6) feet for trees at time of planting, or comparable treatment.~~

~~3. To provide maximum flexibility in the landscape design of said screen and ground area, a variety of plant material may be used, provided, however, that a plan indicating the species, variety, size, spacing and location of all plants shall be filed with the Division of Planning and Zoning of the Department of Metropolitan Development and approved by the Metropolitan Development Commission or the Administrator of the Division of Planning and Zoning if so authorized by said Commission, prior to the issuance of an Improvement Location Permit.~~

~~6~~ 7. *Use of required yards and required transitional yards.* All required yards and required transitional yards shall be landscaped~~, in~~ with grass, and shrubbery, trees ~~and/~~or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, and shall remain as open space free from structures except where expressly permitted by this Ordinance including the following regulations:

a. Required front yards~~: may include:~~

(1) may include ~~P~~pedestrian walks, ~~access cuts,~~ driveways, flag poles, fences, screening walls, and similar appurtenant structures ~~uses~~; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

~~2. Off-street parking provided, however, a six (6) foot wide strip of the required front yard, paralleling and measured from the front lot line, and extending the full length thereof (except for walks, access cuts and driveways), shall be maintained as a landscaped portion of the front yard as required above, unless subject to the transitional yard requirements of section 2.035, B, 7~~

~~b. Except as prohibited by section 2.035, B, 7, required side and rear yards may include:~~

~~1. Pedestrian walks, access cuts, driveways, flag poles, and similar appurtenant uses;~~

~~2. Off-street parking, subject to the requirements of section 2.035, B, 4, or 2.035, B, 7, as applicable and section 2.11.~~

b. Required front, side or rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of buildings and structures.* ~~Maximum height of buildings and structures shall be~~ tThirty-five (35) feet, subject to the exceptions noted in Section 2.00, A, 5.

Provided, however: the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs.* Signs ~~and advertising devices~~ and sign structures shall comply with the sSign rRegulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of sSection 2.10~~09~~.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of sSection 2.11~~0~~.

12. *Drive-through off-street stacking space regulations.* Drive-through facilities shall be prohibited.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

Sec. 2.04. C-4 Community-Regional Commercial District.

Statement of purpose ~~of C-4 district~~. The C-4 District is designed to provide for the development of major business groupings and regional-size shopping centers to serve a population ranging from a community of neighborhoods to a major segment of the total metropolitan area. These centers may feature a number of large traffic generators such as department stores, bowling alleys and theaters. Even the smallest of such freestanding uses in this District, as well as commercial centers, require excellent access from major thoroughfares. While these centers are usually characterized by indoor operations, certain permitted uses may have limited outdoor activities, as specified.

A. Permitted C-4 ~~district~~ Uses. ~~The following uses shall be permitted in the C-4 District. All~~ Permitted uses in the C-4 District shall conform to the ~~gG~~eneral Commercial District ~~rR~~egulations and ~~pP~~erformance ~~sS~~tandards of ~~sS~~ection 2.00, and the C-4 District ~~dD~~evelopment ~~sS~~tandards of ~~sS~~ection 2.04, B~~, and to any additional and/or more restrictive requirements specified in this section~~.

~~(1) Any use permitted in the c-1 or c-3 district (except Convalescent Home, Nursing Home, Day Nursery and Kindergarten).~~

~~(2) Community or regional shopping center or complex:~~

~~Community shopping center or complex (90,000 - 275,000 square feet of gross floor area) providing, in addition to the convenience goods and services of the neighborhood shopping center or complex, a wider range of retail shopping facilities and personal services, and typically including a major tenant, such as a junior department store.~~

~~Regional shopping center or complex (over 275,000 square feet of gross floor area) providing a full range of retail shopping facilities and services, including durable goods and professional services, and typically including one or more full-line department stores.~~

~~(3) Retail convenience good and/or service establishments, including:~~

~~a. Drive-in restaurant, custard stand, root beer stand or any place or premises used for the sale, dispensing or serving of food or beverages outdoors, or where customers may serve themselves or carry out and consume the food, refreshments or beverages on the premises. Provided, however, such establishments shall~~

1. Provide adequate outdoor convenience trash containers.

2. Construct and maintain a decorative fence or wall of not less than 42 inches in height along the rear lot line and side lot lines to the required front setback line. Where the rear lot line abuts a residential DISTRICT, the transitional yard requirements of section 2.03, B, 7 shall apply.

3. Not be located within one hundred (100) feet of a residential District on the same side of the street, unless such establishment is separated from said residential District by an intervening street.

b. Gasoline service station, tire and auto service center, limited to indoor service bays only. Provided, however, that the service station and center functions, services, operation and sales shall not include the following:

1. Outdoor operations other than the dispensing of gasoline, oil, antifreeze and other similar products and the performing of minor services for customers.

2. The sale, rental, display or storage of new or used motor vehicles, trailers, tractors, machinery or other similar equipment; or merchandise not related to the minor servicing of motor vehicles or for the immediate convenience of customers.

3. Commercial parking of motor vehicles.

4. Major exterior displays of merchandise.

5. Motor or body repair such as, but not limited to, body or fender work, motor overhaul, major transmission repair, auto glass work, tire recapping.

6. Dismantling or wrecking of motor or other vehicles, or the storage of inoperable, damaged or wrecked vehicles.

7. A driveway so located and constructed that it permits traffic movement completely around or behind the service station or service center structure (except where necessary to provide adequate access to the off-street parking area, building, storage tanks, trash containers, etc., or to adjacent commercial property, or in the case of a station or service center structure designed to provide service on all sides).

(4) Blue printing, photocopying, job printing.

(5) Shopping or durable goods establishment, including:

Department store, discount store, major appliances, furniture and floor covering stores.

(6) Indoor commercial amusement, recreation and entertainment, including:

theater, bowling alley, billiard parlor, gymnasium, tennis facilities, roller or ice skating rink, night club, private club or lodge.

(7) Automobile sales, new or used, service and repair, auto parts sales provided that the total activity is conducted within enclosed buildings.

(8) Car wash completely indoors, self service car wash, automatic or semi automatic car wash. Provided however, self service, automatic or semi automatic car wash establishments shall:

a. Provide not less than five (5) auto waiting spaces at the entrance and three (3) outdoor drying and finishing spaces at the exit to each wash bay of a self service car wash establishment.

b. Provide not less than twenty (20) auto waiting or storage spaces at the entrance and six (6) outdoor drying and finishing spaces at the exit of each wash bay of an automatic or semi automatic car wash establishment.

~~c. Not conduct any drying, cleaning, polishing, dispensing of gasoline or other comparable operation within the required minimum front yard.~~

~~d. Meet the transitional yard requirements of section 2.04, B, B, 7.~~

~~e. Not be located within two hundred (200) feet of a residential District fronting on the same side of the street.~~

~~(9) Commercial parking lots and structures.~~

~~(10) Temporary seasonal uses such as christmas tree sales, nursery plants, fruit stand completely under shelter; provided, however, such uses and accessory off-street parking space therefore shall not reduce or encroach upon the minimum required off-street parking area of any commercial use. Provided further that the location of such use(s) on the lot shall be subject to approval by the Administrator of the Division of Planning and Zoning.~~

~~(11) Post office, including storage of delivery vehicles, provided such storage area is screened by a solid decorative fence or wall not less than six (6) feet in height.~~

~~(12) Veterinarian.~~

~~(13) Schools teaching photography, dance, music, art, language, trades, including barber and beauty schools.~~

~~(14) Mass transit terminals.~~

~~(15) Other uses similar and comparable in character to the above permitted uses.~~

The following uses shall be permitted in the C-4 District:

1. Any use permitted in the C-1 or C-3 districts (except convalescent or nursing home, day care center).

2. Adult entertainment business (as defined in Section 2.16 and subject to the provisions of Section 2.15).

3. Auction rooms.

4. Automobile (car) wash, subject to the provisions of Section 2.04, B, 1, f.

5. Automotive-related uses, including:

Air conditioning equipment, (sale or installation)	Repair shop (except truck or bus)
Brake system repair or service	Rust proofing (except truck or bus)
Detailing/trim shop	Speed shop
Supply store (tire, battery, parts or accessories, new or used)	Tire: Alignment
Exhaust system (muffler) repair shop	Dealers
	Retreading or repair shop

6. Bed and breakfast inn.

7. Blueprinting.

8. Business and personal services, including:

Medical equipment rental or leasing	Recording studio
Music distribution system (except coin operated)	Security system services
	Typesetting
	Upholsterers
	Veterinarian

9. Commercial parking lot or structure.

10. Drinking places, (tavern, bar, cabaret, night club), subject to the provisions of Section 2.04, B, 1, d.

11. Engraving service for identification.

12. Fire station.

13. Fraternal lodge (non-residential).

14. Hotel, motel or tourist court, including hotels operated by organizations for members only.

15. Indoor commercial or recreational amusement establishments, including:

- Amusement arcade *
- Ballroom
- Bathhouse
- Bingo establishment
- Bowling alley
- Firing (gun) range
- Gymnasium
- Instruction in:
  - Baseball
  - Basketball
  - Gymnastics
- Miniature golf
- Shooting gallery/range
- Skating rink, ice or roller (including instruction)
- Slot car racetracks
- Tennis court/club, membership
- Trampoline center

* Special exception required (See Section 2.14 - Special Exception Provisions)

16. Job printing.

17. Massage parlor. *

* Special exception required (See also Section 2.15 - Adult Entertainment Business, if applicable)

18. Parking lot (as primary use).

19. Plasma (blood) center.

20. Post office.

21. Repair services, including:

- Air conditioning service or repair, window units only
- Antique repair or restoration, Furniture reupholstery or refinishing
- Laboratory instrument repair
- Lawn mower repair shop
- Leather goods repair shop
- Luggage repair shop
- Sewing machine repair shop
- Surgical instrument repair

22. Retail-type uses, including:

- Air conditioner sales, (window type only)
- Appliance store, (major household)
- Firearms/gun sales
- Fireworks sales
- Flea market (indoor)
- Garden shop/nursery, retail
- Gymnasium equipment sales
- Hot tub sales
- Lawn and garden supply store
- Lumber and other building materials, (including home improvement center)
- Orthopedic and artificial limb store
- Playground equipment
- Plumbing sales and service, (excluding contractor)
- Swimming pool sales

23. Rooming and boarding houses.

24. Temporary seasonal retail sales uses, Subject to the provisions of Section 2.13, F.

25. Theatre, including:

Dinner theatre
Legitimate
Motion picture (except drive-in)

26. Other uses similar and comparable in character to the above permitted uses.

~~16~~ 27. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted uses, including supportive services directly related to and located in the same building with the primary use, ~~provided no exterior signage announcing such services shall be permitted~~ shall be subject to the requirements of Section 2.04, B, 1, g.

~~17~~ 28. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and accessory to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use~~ shall be subject to the requirements of Section 2.13, E.

B. C-4 ~~District~~ Development Standards.

1. *Use*.

a. All uses and operations shall be conducted completely within enclosed buildings except:

(1) ~~O~~off-street parking and off-street loading; and,

(2) ~~Those uses expressly permitting outdoor activities as specified in s~~ Section 2.04, A. drive-through customer service windows, subject to the requirements of Section 2.12, Drive-through Stacking Space Regulations; and,

(3) ~~Minor displays of merchandise may be placed outdoors provided such displays are:~~ outdoor display or sale of merchandise is permitted, provided such display shall:

~~(a)~~ i. be ~~A~~accessory to the primary use~~.~~; and,

ii. have a total square footage not exceeding one percent (1%) of the total gross square footage of the establishment. However, each establishment, regardless of size, shall be permitted a minimum of two hundred (200) square feet for outdoor display; and,

~~(b)~~ iii. be ~~L~~located immediately adjacent to the primary structure, but not within any required ~~minimum front~~ yard or required transitional yard~~.~~; and,

iv. not utilize any required off-street parking space or area; and,

~~(c) Not more than two hundred (200) square feet in total area.~~

v. be screened in accordance with Section 2.13, G (Landscaping, Screening, and Grounds Maintenance); and,

~~(d)~~ vi. be ~~M~~maintained in an orderly manner.

~~c~~ b. No outdoor storage shall be permitted ~~other than~~, except:

(1) ~~t~~Trash containers~~, provided that~~ T~~t~~rash container(s) exceeding six (6) cubic feet shall ~~be located~~:

i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and, ~~behind or beside the primary structure~~

ii. be located behind the established front building line; and,

iii. not be located within a required yard or required transitional yard.

(2) Recycling Containers. Recycling containers shall be subject to the requirements of Section 2.13, D, (Requirements for Recycling Containers).

~~b~~ c. ~~No v~~Vending machines shall be permitted provided the machine(s) shall ~~be permitted on the exterior of any building on the premises except where~~:

(1) be located within a building; or, ~~contained in a shelter or stall attached to the side of the building and so located as not to interfere materially with the use of adjacent properties~~

(2) be located on the exterior of a building abutting its exterior wall; and,

(3) not be located within a required yard or required transitional yard; and,

(4) not be used in the calculation of the square footage of minor displays of merchandise placed outdoors as noted in Section 2.04, B, 1, a, (3).

d. Taverns, package liquor stores, fast food or drive-through restaurants, night club establishments, and such establishments where food or alcoholic beverages may be carried out or may likely be consumed on the premises shall:

(1) provide adequate outdoor convenience trash containers; and,

(2) erect and maintain a decorative fence or wall along the perimeter of any outdoor seating area; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J).

e. Gasoline service stations, convenience markets, service centers or functions, services, operation and sales shall not include the following:

(1) any outdoor operations (other than the dispensing or installation of gasoline, oil, antifreeze and other similar products and the performance of minor services for customers as related to said dispensing or installation);

(2) the sale, rental, display or storage of vehicles, trailers, tractors, machinery or other similar equipment;

(3) commercial parking of vehicles;

(4) major servicing or motor or body repair such as, but not limited to, body or fender work, motor overhaul, major transmission repair, auto glass work, tire recapping; or,

(5) dismantling or wrecking of any vehicle, or the storage of inoperable, damaged or wrecked vehicles, other than those awaiting immediate repair.

The exterior display, sales or storage of antifreeze, batteries, tires, oil, and other merchandise or products is permitted, provided, however, that the provisions of Section 2.04, B, 1, a, (3) are maintained.

f. Car wash establishments shall:

(1) be subject to the drive-through off-street stacking space regulations of Section 2.12; and,

(2) not conduct any drying, cleaning, polishing, dispensing of gasoline, or other comparable operation within any required yard or required transitional yard; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J); and,

(4) have exit drives that are a minimum of one hundred (100) feet in length, measured from the vehicle exit of the car wash establishment to the pavement edge of the street.

(5) The surface and drainage treatment at the exit drive shall be designed so that no water accumulates on the surface or onto the public right-of-way as a result of the car wash operations.

g. Accessory uses or structures shall have a total gross floor area which does not exceed twenty-five percent (25%) of the total gross floor area of the primary structures or uses.

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~Same as C-3 District regulations of section 2.03, B, 2.~~ The setback requirements of Section 2.13, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

~~3 Required corner side yard, double frontage lot minimum setback. Same as C-3 DISTRICT regulations of section 2.03, B, 3.~~

4. *Required minimum side yards, minimum side setback.* ~~Same as C-3 District regulations of section 2.03, B, 4.~~ No side yard or side setback shall be required unless subject to the requirements for transitional yards of Section 2.04, B, 6 or 8.

5. *Required minimum rear yard, minimum rear setback.* ~~Same as C-3 District regulations of section 2.03, B, 5.~~ No rear yard or rear setback shall be required unless subject to the requirements for transitional yards of Section 2.04, B, 6 or 8.

~~7~~ 6. *Required transitional yards, minimum setbacks.* ~~Same as C-3 District regulations of section 2.03, B, 7~~ Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.04, B, 7 or 8 in addition to the following requirements:

a. Where a front yard abuts a street on the opposite side of which is a Protected District, a minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right-of-way does not exist or the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement.

b. Where a side or rear lot line abuts a lot line in an adjacent Protected District, a required side or rear transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) Where a dedicated alley separates such side or rear lot line from the Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) The transitional yard requirements of Section 2.04, B, 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful

nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.

~~6~~ 7. *Use of required yards and required transitional yards.* ~~Same as C-3 District regulations of sectio 2.03, B, 6~~ All required yards and required transitional yards shall be landscaped with grass and shrubbery, trees, or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G, and shall remain as open space free from structures except where expressly permitted by this Ordinance including the following regulations:

a. Required front yards:

(1) may include pedestrian walks, driveways, flag poles, fences, screening walls and similar appurtenant structures; and

(2) shall not include parking areas and interior access drives, unless subject to the provisions of Section 2.13, A.

b. Required front, side and rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and.

(2) shall not include parking areas, interior access drives or outdoor display or storage areas, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of buildings and structures.* ~~Maximum height of buildings and structures shall be~~ sSixty-five (65) feet, subject to the exceptions noted in Section 2.00, A, 5.

Provided, however:

a. along any required front, side or rear transitional yard, as specified in Section 2.04, B, 6, the minimum required setback for that portion of the building exceeding eighteen (18) feet shall be increased by one (1) foot for each additional one (1) foot, or part thereof, of building or structural height above eighteen (18) feet (see Section 2.16, Diagram I).

b. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

~~Provided however, that within two hundred (200) feet of any residential District, the maximum height shall be thirty-five (35) feet~~.

9. *Signs.* Signs ~~and advertising devices~~ and sign structures shall comply with the ~~s~~Sign ~~r~~Regulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended. Additional regulations specific to adult entertainment businesses are found in Section 2.15.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.10~~09~~.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.11~~0~~.

12. *Drive-through off-street stacking space.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, temporary seasonal retail sales uses, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

14. *Special regulations - adult entertainment business.* In addition to the requirements of this Section, adult entertainment businesses shall be in accordance with Section 2.15, Special Regulations - Adult Entertainment Business.

Sec. 2.05. C-5 General Commercial District.

Statement of purpose ~~of C-5 district~~. The C-5 District is designed to provide areas for those retail sales and service functions whose operations are typically characterized by outdoor display, ~~storage and/~~or sales of merchandise; by major repair of motor vehicles; by outdoor commercial amusement and recreational activities; or by activities or operations conducted in buildings or structures not completely enclosed. The types of uses found in this District tend to be outdoor functions, brightly lighted, noisy, etc. Therefore, to provide a location where such uses can operate in harmony with the vicinity, they should be grouped on heavy commercial thoroughfares and should ~~never be~~ avoid locat~~ed~~ing adjacent to ~~residential DISTRICTS~~ Protected Districts.

A. Permitted C-5 ~~district~~ Uses. ~~The following uses shall be permitted in the C-5 District. All~~ Permitted uses in the C-5 District shall conform to the ~~g~~General Commercial District ~~r~~Regulations and ~~p~~Performance ~~s~~Standards of ~~s~~Section 2.00, and the C-5 District ~~d~~Development ~~s~~Standards of ~~s~~Section 2.05, B~~, and to any additional and/or more restrictive requirements specified in this section~~.

~~(1) Any use permitted in the c-1, c-3 or c-4 districts (except Convalescent Home, Nursing Home, Day Nursery and Kindergarten).~~

~~(2) Auto rental.~~

~~(3) Auto and/or truck (1/2 ton or less) sales and repair, new or used, provided:~~

~~(a) Any major repair and service is conducted within enclosed buildings.~~

~~(b) Auto or truck storage is incidental to the primary function.~~

~~(c) Outdoor storage shall be screened by a solid decorative fence or wall not less than six (6) feet in height and to a distance from the front lot line not less than the front building line of the primary structure.~~

~~(d) Outdoor display of vehicles shall be located not less than twenty (20) feet from the front line. Provided, a twenty (20) foot wide strip of the required front yard, paralleling and measured from the front line, and extending the full length thereof (except for walks, access cuts and driveways) shall be landscaped in grass, and shrubbery, trees and/or hedge.~~

~~(e) Any lighting used to illuminate an outdoor display area or an out-door area where any service or activity is conducted shall comply with the requirements of section 2.09, C, 8, e.~~

~~(4) Auto repair garage, provided any major repair and service is conducted within enclosed buildings and does not include:~~

~~(a) The dismantling or wrecking of motor or other vehicles, either indoors, or outdoors, or~~

~~(b) The storage of inoperable or damaged vehicles (except temporarily while awaiting repair).~~

~~(5) Auto parts sales.~~

~~(6) Commissary, catering service and other similar retail food preparation.~~

~~(7) Food locker plant.~~

~~(8) Garden and lawn materials, supplies and equipment sales, including outdoor display; lawn mower and equipment service and repair, conducted within enclosed buildings.~~

~~(9) Miniature golf, archery, trampoline center, golf driving range, drive-in theater and similar recreation facilities.~~

~~(10) Motorcycle or bicycle sales, service and/or repair, conducted within enclosed buildings. Outdoor display shall be permitted provided such use is not located within one hundred (100) feet of a residential DISTRICT.~~

~~(11) Tool rental.~~

~~(12) Gasoline service station, tire and auto service center provided:~~

~~a. Any display, sale or rental of motor vehicles or trailers conducted in association with a service station shall be located in a specific area, not located in or in any way conflicting or interfering with pedestrian walks, off- street parking area, driveways, required landscaped yards, or public rights-of-way.~~

~~b. There shall be no commercial parking of motor vehicles.~~

~~c. There shall be no exterior displays which restrict traffic visibility in any way or which impede the movement of any vehicles on the service station or center driveways or public rights-of-way, or located in or in any way conflicting or interfering with walks, off-street parking areas or required landscaped yards. All exterior displays shall be maintained in an orderly manner.~~

~~d. Any major servicing or motor or body repair work shall be conducted within an enclosed structure, and shall not include:~~

~~1. The dismantling or wrecking of motor or other vehicles, or~~

~~2. The storage of inoperable or damaged vehicles (except temporarily while awaiting repair).~~

~~3. No driveway shall be so located and constructed that it permits traffic movement completely around or behind the service station or service center structure (except where necessary to provide adequate access to the off-street parking area, building, storage tanks, trash containers, etc., or to adjacent commercial property, or in the case of a station or service center structure designed to provide service on all sides).~~

~~(13) Hotels, apartment - hotels, motor - hotels, motels.~~

The following uses shall be permitted in the C-5 District:

1. Any use permitted in the C-1, C-3, or C-4 districts (except convalescent or nursing home, day care center).

2. Automotive-related uses, including:

Automobile:
Dealers
Leasing, passenger
Rental, passenger
Body repair/paint shop
Glass replacement shop,
Motorcycle:
Dealers
Rental
Repair shop
Paint shop
Recovery service
Repossession service
Tractor:
Dealers
Repair or service
Transmission repair shop
Truck or bus:
Dealers, one-half ton load capacity or less, (including servicing)

3. Business and personal services, including:

Bottle exchanges
Equipment Rental or Leasing:
Light
Tool
Repossession service, other than automotive

4. Caterer.

5. Commercial or recreational amusement establishments:, including:

Boat or canoe rental
Fishing lake operation, commercial or private
Golf uses, including:
Cart rental
Driving range

Gocart raceways, (including rental)

Miniature
Pitch-n-putt
Railroads, scenic
Sports, professional or semi-professional

6. Commissary restaurant.

7. Newspaper publishing and printing.

8. Repair services, including:

Antennas, household (installation and service)
Gas appliance

9. Retail-type uses, including:

Flea market (outdoor)

Gravestones or monuments, finished

10. Theatre, drive-in

~~14~~ 11. Other uses similar and comparable in character to the above permitted uses.

~~15~~ 12. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted uses, including supportive services directly related to and located in the same building with the primary use, shall be subject to the requirements of Section 2.05, B, 1, 3g. ~~, provided no exterior signage announcing such services shall be permitted~~.

~~16~~ 13. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use~~ shall be subject to the requirements of Section 2.13, E.

B. C-5 ~~district~~ Development Standards.

1. *Use.*

a. ~~Display and storage: (6)~~ No outside storage shall be permitted, ~~other than~~ except:

(1) the temporary and accessory storage of vehicles awaiting repair, provided such storage be located behind the established front building line.

(2) ~~t~~Trash containers~~,~~. ~~provided that t~~Trash containers exceeding six (6) cubic feet shall ~~be located~~:

i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. ~~behind or beside the primary structure.~~ The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

ii. be located behind the established front building line; and,

iii. not be located within a required yard or required transitional yard.

(3) Recycling containers. Recycling containers shall be subject to the requirements of Section 2.13, D, (Requiremcnts for Recycling Containers).

~~(1)~~ b. The outdoor display of goods or materials for sale, lease or rental may be conducted, provided that display areas shall:

(1) ~~not include the storage of materials or equipment as a primary use, or wholesaling, warehousing or distribution operations, but shall include the outdoor display of merchandise for sale, lease or rental. (2) Outdoor displays shall~~ not be located in any

required yards, required transitional yards, ~~or~~ off-street parking areas or off-street loading areas;

~~(3)~~ (2) ~~Display areas shall~~ be of concrete, asphaltic pavement, brick, flagstone or comparable material ~~and shall be~~ maintained in good condition;

~~(4)~~ (3) ~~Outdoor displays shall~~ be maintained in an orderly manner;

~~(5)~~ (4) ~~Vehicular display areas shall~~ be provided with bumper or wheel guards along the perimeter of any vehicular display area ~~along any minimum required yard line or public right-of-way~~; and,

(5) not be located in any way which conflicts or interferes with walks, parking areas, loading areas, driveways, interior access driveways, interior access drives, or landscaped required yards.

~~(7)~~ c. Vending machines shall be permitted provided the machine(s) shall: ~~on the exterior of any building on the premises shall be contained in a shelter, stall, or other area so located as not to interfere materially with the use of adjacent properties.~~

(1) be located within a building; or,

(2) be located on the exterior of a building abutting its exterior wall; and,

(3) not be located within a required yard or required transitional yard.

d. Taverns, package liquor stores, fast food or drive-through restaurants, night club establishments, and such establishments where food or alcoholic beverages may be carried out or may likely be consumed on the premises shall:

(1) provide adequate outdoor convenience trash containers; and,

(2) erect and maintain a decorative fence or wall along the perimeter of any outdoor seating area; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J).

e. Gasoline service stations, convenience markets, service centers or functions, shall be subject to the following regulations:

(1) Gasoline service stations, convenience markets, service centers or functions, service operation and sales shall not include the following:

i. any outdoor operations (other than the dispensing or installation of gasoline, oil, antifreeze and other similar products and the performance of minor services for customers as related to said dispensing or installation); and,

ii. commercial parking of motor vehicles.

(2) The exterior display, sale or storage of antifreeze, batteries, tires, oil, and other merchandise or products is permitted, provided, however, that the provisions of Section 2.05, B, 1, b are maintained.

(3) Any display, sale or rental of motor vehicles or trailers conducted in association with a service station shall be located in a specific area, not located in or in any way conflicting or interfering with pedestrian walks, off-street parking areas, driveways, required yards, required transitional yards, or public rights-of-way.

(4) There shall be no exterior displays which restrict traffic visibility in any way or which impede the movement of any vehicles on the service station or center driveways or public rights-of-way, or located in or in any way conflicting or interfering with walks, off-street parking areas or required landscaped yards. All exterior displays shall be maintained in an orderly manner.

(5) Any major servicing or motor or body repair work shall be conducted within an enclosed structure, and shall not include:

i. The dismantling or wrecking of any motor or other vehicles, or

ii. The storage of inoperable, damaged or wrecked vehicles, other than those awaiting immediate repair

f. Car wash establishments shall:

(1) be subject to the requirements of Section 2.12, Drive-through Off-street Stacking Space Regulations; and,

(2) not conduct any drying, cleaning, polishing, dispensing of gasoline or other comparable operation within any required yard or required transitional yard; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J); and,

(4) have exit drives that are a minimum of one hundred (100) feet in length, measured from the vehicle exit of the car wash establishment to the pavement edge of the street.

(5) The surface and drainage treatment at the exit drive shall be designed so that no water accumulates on the surface or onto the public right-of-way as a result of the car wash operations.

g. Accessory uses or structures shall have a total gross floor area which does not exceed twenty-five percent (25%) of the total gross floor area of the primary structures or uses.

~~b~~ h. ~~Lighting of display and service areas:~~ Any lighting used to illuminate an outdoor display area, outdoor storage area or an outdoor area where any service or activity is conducted shall comply with the requirements of ~~s~~Section 2.10~~9, 8, e,~~ H. Further, it shall be prohibited to:

(1) ~~L~~light an area by the use of stringers of unshielded incandescent lamps in which the entire lamp envelope is designed to function as a light emitter ~~.~~; and

(2) ~~M~~make use of attention attracting lighting from any apparatus of any type similar to that used by emergency vehicles.

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~Same as C-3 District regulations of section 2.03, B, 2.~~ The setback requirements of Section 2.13, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

~~(3) Required corner side yard, double frontage lot minimum setback Same as C-3 DISTRICT regulations of section 2.03, B, 3.~~

4. Required minimum side yards, minimum side setback~~s~~. ~~Same as C-3 District regulations of section 2.03, B, 4.~~ No side yard or side setback shall be required unless subject to the requirements for transitional yards of Section 2.05, B, 6 or 8.

5. *Required minimum rear yard, minimum rear setback.* ~~Same as C-3 District regulations of section 2.03, B, 5.~~ No rear yard or rear setback shall be required unless subject to the requirements for transitional yards of Section 2.05, B, 6 or 8.

~~7~~ 6. *Required transitional yards, minimum setbacks.* ~~Same as C-3 District regulations of section 2.03, B, 7~~ Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.05, B, 7 or 8 in addition to the following requirements:

a. Where a front yard abuts a street on the opposite side of which is a Protected District, a minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right-of-way line does not exist or where the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement.

b. Where a side or rear lot line abuts a lot line in an adjacent Protected District, a required side or rear transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) Where a dedicated alley separates such side or rear lot line from the Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) The transitional yard requirements of Section 2.05, B, 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such property or abutting frontage property, although zoned as a Protected District.

~~6~~ 7. *Use of required yards and required transitional yards.* ~~Same as C-3 District regulations of section 2.03, B, 6~~ All required yards and required transitional yards shall be landscaped with grass and shrubbery, trees, or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G, and shall remain as open space free from structures except where expressly permitted by this Ordinance.

a. Required front yards:

(1) may include pedestrian walks, driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

b. Required front, side and rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas, interior access drives or outdoor display or storage areas, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of buildings and structures.* ~~Same as C-3 District regulations of section 2.03, B, 8.~~Sixty-five (65) feet, subject to the exceptions noted in Section 2.00, A, 5.

Provided, however:

a. along any required front, side or rear transitional yard, as specified in Section 2.05, B, 6, the minimum required setback for that portion of the building exceeding eighteen (18) feet shall be increased by one (1) foot for each additional one (1) foot, or part thereof, of building or structural height above eighteen (18) feet (see Section 2.16, Diagram I).

b. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs*. Signs ~~and advertising devices~~ and sign structures shall comply with the ~~s~~Sign ~~r~~Regulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended. Additional regulations specific to adult entertainment businesses are found in Section 2.15.

10. *Off-street parking*. Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.10~~9~~.

11. *Off-street loading*. Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.11~~0~~.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, temporary seasonal retail sales uses, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

14. Special regulations - adult entertainment business. In addition to the requirements of this Section, adult entertainment businesses shall be in accordance with Section 2.15. Special Regulations - Adult Entertainment Business.

Sec. 2.06. C-6 Thoroughfare Service Commercial District.

Statement of purpose ~~of C-6 district~~. The C-6 District is designed to permit development of limited service uses relating to freeway, expressway or other thoroughfare interchanges and other controlled access locations along major arterial thoroughfares. This District is ~~provided at~~ appropriate for locations where more concentrated ~~forms~~ types of commercial uses would be incompatible ~~conflict~~ with the other uses in the vicinity. In this District, ~~F~~food, lodging and certain automotive services can be ~~made~~ conveniently available to the thoroughfare user without creating the traffic congestion and hazards commonly associated with interchanges or intersections where large commercial districts have developed. The limited ~~land area~~ availability of locations and limited ~~land usage~~ uses permitted in this District provide for maximum compatibility with adjacent Districts.

A. Permitted C-6 ~~district~~ Uses. ~~The following uses shall be permitted in the C-6 District. All~~ Permitted uses in the C-6 District shall conform to the ~~g~~General Commercial District ~~r~~Regulations and ~~p~~Performance ~~s~~Standards of ~~s~~Section 2.00, and the C-6 ~~d~~District ~~d~~Development ~~s~~Standards of ~~s~~Section 2.06, B.

The following uses shall be permitted in the C-6 District:

~~(1) Gasoline service station, subject to the same regulations that are required in the C-4 District.~~

~~(2) Motel, hotel, motor-hotel.~~

~~(3) Restaurant, including drive-in and carry-out restaurants.~~

1. Adult entertainment business (as defined in Section 2.16 and subject to the provisions of Section 2.15).

2. Automobile leasing or renting, passenger.

3. Automobile (car) wash, subject to the provisions of Section 2.06, B, 1, d.

4. Bed and breakfast inn.

5. Convenience market, subject to the provisions of Section 2.06, B, 1, c.

6. Dinner theatre.

7. Drinking places, (tavern, bar, cabaret, night club), subject to the provisions of Section 2.06, B, 1, b.

8. Eating places (any type of restaurant), subject to the provisions of Section 2.06, B, 1, b.

9. Gasoline service stations (except truck stops), subject to the provisions of Section 2.06, B, 1, c.

10. Hotel, motel, tourist court, including such uses operated by organizations for members only.

11. Outdoor advertising signs, subject to the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

12. Parking, automobile (as primary use).

13. Rooming and boarding house.

4 14. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted uses, including supportive services directly related to and located in the same building with the primary use, shall be subject to the requirements of Section 2.06, B, 1, f.~~, provided no exterior signage announcing such services shall be permitted~~.

~~5~~ 15. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with the completion of construction of the primary use~~ shall be subject to the requirements of Section 2.13, E.

B. C-6 ~~District~~ Development Standards.

1. *Use.*

a. All uses and operations shall be conducted within completely enclosed buildings, except:

(1) off-street parking and off-street loading; and,

(2) drive-through customer service windows, subject to the regulations of Section 2.12; and,

(3) minor displays of merchandise may be placed outdoors provided such displays are:

i. accessory to the primary use; and,

ii. located immediately adjacent to the primary structure, but not within a required yard; and,

iii. not more than two hundred (200) square feet in total area; and,

iv. maintained in an orderly manner; and,

v. not illuminated; and,

(4) ~~No outdoor storage shall be permitted other than~~ trash containers~~,~~ shall be permitted, provided the~~at trash~~ container(s) exceeding six (6) cubic feet shall ~~be located~~:

i. be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. ~~behind or beside the primary structure.~~ The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

ii. be located behind the established front building line; and,

iii. not be located within a required yard or required transitional yard; and,

(5) recycling containers shall be permitted, subject to the requirements of Section 2.13, D, (Requirements for Recycling Containers); and,

(6) vending machines shall be permitted, provided the machine(s) shall:

i. be located within a building; or,

ii. be located on the exterior of a building abutting its exterior wall; and,

iii. not be located within a required yard or required transitional yard; and,

iv. not be used in the calculation of the square footage of minor displays of merchandise placed outdoors as noted in Section 2.06, B, 1, a, (3), iii.

b. Fast food or drive-through restaurants, night club establishments and such establishments where food or alcoholic beverages may be carried out or may likely be consumed on the premises shall:

(1) provide adequate outdoor convenience trash containers; and,

(2) erect and maintain a decorative fence or wall along the perimeter of any outdoor seating area; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J).

c. Gasoline service station, convenience market, service center or functions, services, operation and sales shall not include the following:

(1) any outdoor operations (other than the dispensing or installation of gasoline, oil, antifreeze and other similar products and the performance of minor services for customers as related to said dispensing or installation); and,

(2) the sale, rental, display or storage of vehicles, trailers, tractors, machinery or other similar equipment; and,

(3) commercial parking of vehicles; and,

(4) major servicing of motor or body repair such as, but not limited to, body or fender work, motor overhaul, major transmission repair, auto glass work, tire recapping, muffler repair or installation, auto body painting or trim shops; and,

(5) dismantling or wrecking of any vehicle, or the storage of inoperable, damaged or wrecked vehicles, other than those awaiting immediate repair.

The exterior display, sales or storage of antifreeze, batteries, tires, oil, and other merchandise or products is permitted, provided, however, that the provisions of Section 2.06, B, 1, a, (3) are maintained.

d. Car wash establishments shall:

(1) be subject to the drive-through off-street stacking space regulations of Section 2.12; and,

(2) not conduct any drying, cleaning, polishing, dispensing of gasoline, or other comparable operation within any required yard or required transitional yard; and,

(3) not be located within one hundred (100) feet, measured in any direction, of any Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J); and,

(4) have exit drives that are a minimum of one hundred (100) feet in length, measured from the vehicle exit of the car wash establishment to the pavement edge of the street.

(5) The surface and drainage treatment at the exit drive shall be designed so that no water accumulates on the surface or onto the public right-of-way as a result of the car wash operations.

~~b~~ e. Any lighting used to illuminate an outdoor area where any service or activity is conducted shall comply with the requirements of ~~s~~Section 2.10~~9~~, H~~,~~. Further, it shall be prohibited to:

(1) ~~L~~light an area by the use of stringers or unshielded incandescent lamps in which the entire lamp envelope is designed to function as a light emitter ~~,~~; and

(2) ~~M~~make use of attention attracting lighting from any apparatus of any type similar to that used by emergency vehicles.

f. Accessory uses or structures shall have a total gross floor area which does not exceed ten percent (10%) of the total gross floor area of the primary structures or uses; and

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right- of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~Same as C-3 District regulations of section 2.03, B, 2.~~ The setback requirements of Section 2.13, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

~~3. Corner side yard, double frontage lot minimum setback. Same as C-3 DISTRICT regulations of section 2.03, B, 3.~~

4. *Required minimum side yards, minimum side setback.* ~~Same as C-3 District regulations of section 2.03, B, 4.~~ No side yard or side setback shall be required unless subject to the requirements for transitional yards of Section 2.06, B, 6 or 8.

5. *Required minimum rear yard, minimum rear setback.* ~~Same as C-3 District regulations of section 2.03, B, 5.~~ No rear yard or rear setback shall be required unless subject to the requirements for transitional yards of Section 2.06, B, 6 or 8.

~~7~~ 6. *Required transitional yards, minimum setbacks.* ~~Same as C-3 District regulations of section 2.03, B, 7~~ Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.06, B, 7 or 8 in addition to the following requirements:

a. Where a front yard abuts a street on the opposite side of which is a Protected District, a minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street shall be provided unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right- of-way line does not exist or where the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement.

b. Where a side or rear lot line abuts a lot line in an adjacent Protected District, a required side or rear transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) Where a dedicated alley separates such side or rear lot line from the Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by

one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) The transitional yard requirements of Section 2.06, B, 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although zoned as a Protected District.

~~6~~ 7. *Use of required yards and required transitional yards.* ~~Same as C-3 District regulations of section 2.03, B, 6~~ All required yards and required transitional yards shall be landscaped with grass and shrubbery, trees, or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G, and shall remain as open space free from structures except where expressly permitted by this Ordinance.

a. Required front yards:

(1) may include pedestrian walks, driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

b. Required front, side and rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas, interior access drives or outdoor display or storage areas, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of buildings and structures.* ~~Maximum height of buildings and structures shall be~~ ~~s~~Sixty-five (65) feet, subject to the exceptions noted in Section 2.00, A, 5.

Provided, however:

a. along any required front, side or rear transitional yard, as specified in Section 2.06, B, 6, the minimum required setback for that portion of the building exceeding eighteen (18) feet shall be increased by one (1) foot for each additional one (1) foot, or part thereof, of building or structural height above eighteen (18) feet, (see Section 2.16, Diagram I).

b. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

~~Provided however, that within two hundred (200) feet of any residential District, the maximum height shall be thirty-five (35) feet.~~

9. *Signs.* Signs ~~and advertising devices~~ and sign structures shall comply with the ~~s~~Sign ~~r~~Regulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended. Additional regulations specific to adult entertainment businesses are found in Section 2.15.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.10~~9~~.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.11~~0~~.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, temporary seasonal retail sales uses, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

14. *Special regulations - adult entertainment business.* In addition to the requirements of this Section, adult entertainment business shall be in accordance with Section 2.15, Special Regulations - Adult Entertainment Business.

Sec. 2.07. C-7 High Intensity Commercial District.

Statement of purpose ~~of the C-7 district~~. The C-7 District is designed to provide specific areas for retail commercial uses which have unusually incompatible features relative to other commercial uses, such as major outdoor storage ~~and/~~or display of sizeable merchandise, and the outdoor parking and storage of trucks, materials ~~and/~~or equipment essential to the operation of these uses. Because of the character and intensity of these uses, the~~is~~ ~~d~~District ~~will~~ should be ~~suitably~~ appropriately located on major commercial arterial thoroughfares but not in close association with those commercial activities involving shopping goods, professional services, restaurants, food merchandising, and the like. ~~etc.~~ Due to the intensity of uses, location of this District adjacent to Protected Districts should be avoided.

A. Permitted C-7 uses. ~~The following uses shall be permitted in the C-7 District. All~~ Permitted uses in the C-7 District shall conform to the ~~g~~General ~~r~~Regulations and ~~p~~Performance ~~s~~Standards of ~~s~~Section 2.00 and the C-7 District ~~d~~Development ~~s~~Standards of ~~s~~Section 2.07, B.

~~(1) Any use permitted in the C-1, C-3, C-4, C-5 OR C-6 Districts (except Convalescent Home, Nursing Home, Day Nursery, and Kindergarten).~~

~~(2) Boat sales and service.~~

~~(3) Cemetery monuments and tombstones, including engraving.~~

~~(4) Custom glass fabrication and installation.~~

~~(5) Heavy and light equipment and auto trailer rental.~~

~~(6) Mobile home sales and service.~~

~~(7) Travel trailer, recreational vehicle sales and rental.~~

~~(8) Truck cleaning, service, repair and rental.~~

~~(9) Truck (over 1/2 ton), tractor (over-the-road), trailer and farm equipment sales and services.~~

~~(10) Retail lumber yard, including millwork.~~

~~(11) Home remodeling supplies and materials.~~

~~(12) Model display home, garage, outbuilding or other similar display structure.~~

The following uses shall be permitted in the C-7 District:

1. Any use permitted in the C-1, C-3, C-4, C-5 or C-6 districts (except covalescent or nursing home, day care center).

2. Automotive-related uses, including:

Automobile:
- Boat dealers
- Farm equipment
- Recreational vehicle (including mobile home, motor home and popup camper)
- Dealers
  - Rental
  - Repair Shop

Rust proofing:
- Truck, bus or other automotive

Trailer, truck or bus rental

Truck or bus:
- Dealers, (of any load capacity)
- Rental/leasing
- Stops
- Storage

Washes, automobile, bus or truck

3. Business and personal services, including:

Autioneering services
Blueprinting
Detective or armored car service
Equipment rental:
Heavy or construction
Job Printing
Laundry, cleaning and garment services, including:
Carpet or upholstery
Dry-cleaning plant,
Industrial launderers
Linen supply
Liquidators of merchandise
Locker rental
Meter readers (remote)
Mini-warehouses
Rug cleaning or repair service
Swimming pool cleaning or maintenance
Water softener service

4. Commercial or recreational amusement establishments, including:

Slot Car Racetracks

5. Repair services, any type.

6. Retail-type uses, including:

Farm equipment sales or service
Firearm/gun sales
Fireworks sales
Glass fabrication/installation
Ice dealers
Mobile home dealer
Model home, garage, outbuilding sales (including barns, sheds)
Swimming pool installation

7. Temporary seasonal retail sales uses, subject to the provisions of Section 2.13, F.

~~13~~ 8. Other uses similar and comparable in character to the above permitted uses.

~~14~~ 9. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted primary uses, including supportive services directly related to and located in the same building with the primary use, shall be subject to the requirements of Section 2.07, B, 1, g.

~~15~~ 10. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use~~ shall be subject to the requirements of Section 2.13, E.

B. C-7 ~~district~~ Development Standards.

1. *Use.*

a. Merchandise and products for sale; storage of materials, products, machinery and equipment; and operations incidental to the primary use may be located outdoors~~.~~.

~~p~~Provided~~,~~, however, all outdoor storage and operations within five hundred (500) feet of a Protected District boundary shall be effectively screened by a solid fence or wall. The height of said fence or wall shall be at least six (6) feet and shall not exceed ten (10) feet. Said fence shall be surrounded by shrubbery or hedges as required by Section 2.13, G. The storage of materials or products within the enclosure shall not exceed the height of the fence.

b. The outdoor display of boats, cemetery monuments,~~and~~ tombstones, mobile homes, ~~and~~ recreational vehicles, trucks, and merchandise or products with similar and comparable ~~in~~ characteristics~~,~~ offered for sale shall be permitted, provided:

(1) ~~A~~any major repair and service ~~is~~ shall be conducted within enclosed buildings~~.~~; and,

(2) ~~O~~outdoor display of products for sale shall be located not less than twenty (20) feet from the ~~front lot~~ proposed right-of-way line and shall not be located in any required yards,

parking areas or loading areas; provided also that this ~~a~~ twenty (20) foot wide strip of the required front yard, paralleling and measured from the ~~front lot~~ right-of-way line, and extending the full length thereof (except for walks~~, access cuts~~ and driveways) shall be landscaped in grass~~,~~ ~~and~~ shrubbery, trees and ~~or~~ a solid hedge, or in combination with other suitable ground cover materials, in accordance with Section 2.13, G; and,

(3) bumper or wheel guards shall be provided along the perimeter of any vehicular display area; and,

(4) display areas shall be of concrete, asphaltic pavement, brick, flagstone or comparable material and shall be maintained in good condition; and,

(5) outdoor displays shall be maintained in an orderly manner.

~~(3)~~ c. Any lighting used to illuminate an outdoor display area or any outdoor area where any service or activity is conducted shall comply with the requirements of ~~s~~Section 2.10~~9~~, H~~,e~~.

~~4.~~ Further, it shall be prohibited to:

~~(a)~~ 1. ~~L~~light an area by the use of stringers or unshielded incandescent lamps in which the entire lamp envelope is designed to function as a light emitter ~~,~~; and

~~(b)~~ 2. ~~M~~make use of attention attracting lighting from any apparatus of any type similar to that used by emergency vehicles.

d. Trash containers shall be permitted provided containers exceeding six (6) cubic feet shall:

(1) be completely screened on at least three (3) sides within a solid walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

(2) be located behind the established front building line; and,

(3) not be located within a required yard or required transitional yard.

e. Recycling containers shall be permitted, subject to the requirements of Section 2.13, D (Requirements for Recycling Containers).

f. Vending machines shall be permitted provided the machine(s) shall:

(1) be located within a building; or,

(2) be located on the exterior of a building abutting its exterior wall; and,

(3) not be located within a required yard or required transitional yard.

g. Gasoline service stations, convenience markets, service centers or facility functions, service operation and sales shall be subject to the following regulations:

(1) Gasoline service stations, convenience markets, service centers or functions, service operation and sales shall not include the following:

any outdoor operations (other than the dispensing or installation of gasoline, oil, antifreeze and other similar products and the performance of minor services for customers as related to said dispensing or installation).

(2) The exterior display, sale or storage of antifreeze, batteries, tires, oil, and other merchandise or products is permitted, provided, however, that the provisions of Section 2.07, B, 1, a., and b. are maintained.

(3) Any display, sale or rental of motor vehicles or trailers conducted in association with a service station shall be located in a specific area, not located in or in any way conflicting

or interfering with pedestrian walks, off-street parking areas, driveways, required yards, required transitional yards, or public rights-of-way.

(4) There shall be no exterior displays which restrict traffic visibility in any way or which impede the movement of any vehicles on the service station or center driveways or public rights-of-way, or located in or in any way conflicting or interfering with walks, off-street parking areas or required landscaped yards. All exterior displays shall be maintained in an orderly manner.

(5) Any major servicing or motor or body repair work shall be conducted within an enclosed structure.

h. Car wash establishments shall:

(1) Be subject to the requirements of Section 2.12, Drive-through Off-street Stacking Space Regulations; and,

(2) not conduct any drying, cleaning, polishing, dispensing of gasoline or other comparable operation within any required yard or required transitional yard; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J); and,

(4) have exit drives that are a minimum of one hundred (100) feet in length, measured from the vehicle exit of the car wash establishment to the pavement edge of the street.

(5) The surface and drainage treatment at the exit drive shall be designed so that no water accumulates on the surface or onto the public right-of-way as a result of the car wash operations.

i. Accessory uses or structures shall:

(1) have a total gross floor area which does not exceed fifty percent (50%) of the total gross floor area of the primary uses or structures; and,

(2) not erect or maintain exterior signs announcing the accessory uses or structure.

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~Same as C-3 District Regulations of section 2.03, B 2~~ The setback requirements of Section 2.13, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

~~(3) Required corner side yard, double frontage lot minimum. Same as C-3 District regulations of section 2.03, B, 3.~~

4. *Required minimum side yards, minimim side setbacks.* A side ~~yard and~~ setback and landscaped side yard of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided ~~along each side lot line~~ unless subject to the additional transitional yard requirements of Section 2.07, B, 6 or 8.

5. *Required minimum rear yard, minimum rear setback.* A rear ~~yard and~~ setback and landscaped rear yard of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided ~~along the rear lot line~~ unless subject to the additional transitional yard requirements of Section 2.07, B, 6 or 8.

~~7~~ 6. *Required transitional yards, minimum setbacks.* ~~a. Minimum front, side and rear transitional yards and setbacks~~ Minimum front, side and rear transitional yards and setbacks. Yards~~F~~fronting ~~U~~upon

or ~~A~~abutting ~~A~~ a ~~Residential~~Protected District are subject to the requirements of Section 2.07 B, 7 or 8 in addition to the following requirements:

~~(1)~~ a. Where a front yard abuts a street on the opposite side of which is a ~~residential~~ Protected District, ~~the~~ a minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right-of-way line does not exist or where the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement.

~~shall be the same as the standard front yard and setback requirement of section 2.07, B, 2. Provided however, the front yard use of such minimum required transitional front yard shall not include off- street parking if said abutting street is a Collector, Local or Marginal Access, Cul-de-Sac or Parkway. If the abutting street is an Expressway, Primary or Secondary Thoroughfare, the front yard may include parking provided a twenty (20) foot wide strip of said required front yard paralleling and measured from the line, and extending the full length thereof (except for walks, access cuts and driveways) shall be maintained as a landscaped portion of the yard in conformance with section 2.07, B, 7~~

~~(2)~~ b. Where a side or rear lot line abuts ~~either~~ a ~~side or rear~~ lot line in an adjacent ~~residential~~ Protected District, a required side or rear transitional yard and setback of not less than forty (40) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) ~~Provided however,~~ ~~w~~Where a dedicated alley separates such side or rear lot line from the ~~residential~~ Protected District, said required side or rear transitional yard and setback shall be not less than twenty (20) ~~ten (10)~~ feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) ~~Transitional Yards Exception –~~ The transitional yard requirements of ~~s~~Section 2.07, B, ~~7~~ 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although ~~residentially~~ zoned as a Protected District.

~~b. Screening and landscaping of transitional yards - Yards Fronting Upon or Abutting A Residential District~~

~~1. Front transitional yards (fronting upon a residential District) shall be landscaped in an open pattern in grass and shrubbery, trees and/or hedge to provide a partial screening of the commercial use. An ornamental, decorative fence or masonry wall, not more than two and one-half (2-1/2) feet in height if solid, or six (6) feet if open, may be used in conjunction with the landscaping.~~

~~Provided however, along any portion of said transitional front yard in which an off-street parking area is located, there shall be provided and maintained along the front line of the parking area, a buffer screen of either:~~

~~Architectural Screen – a wall or fence of ornamental block, brick, solid wood fencing or combination thereof. Said wall or fence shall be at least 42 inches in height and shall be so constructed to such minimum height to restrict any view therethrough, or~~

~~Plant Material Screen – a compact hedge of evergreen or deciduous shrubs, at least 36 inches in height at the time of planting.~~

~~Ground area between such wall, fence or hedge and the front lot line shall be planted and maintained in grass, other suitable ground cover, shrubbery and/or trees. All shrubs and~~

~~trees shall be planted or transplanted with a ball of earth and shall meet the standards of the American Association of Nurserymen, (a copy of which is on file in the office of the Division of Planning and Zoning of the Department of Metropolitan Development of Marion County, Indiana, and is hereby incorporated by reference and made part hereof).~~

~~2. Side and rear transitional yards (abutting a residential District) shall be landscaped in grass and shrubbery, trees and/ or hedge to form an effective screening of the commercial use. An ornamental, decorative fence or masonry wall may be used in conjunction with the landscaping.~~

~~Provided however, driveways, off-street parking and loading areas shall not be permitted in the side or rear transitional yards. If any side or rear portion of a lot other than the transitional yards is to be used for a driveway, off-street parking area and/or loading area, there shall be provided and maintained along the length of the drive and/or parking or loading area at the lot line or up to a distance of forty (40) feet from the lot line, and to the front setback line, a landscape screen, wall or fence of opaque landscape materials, ornamental block, brick, solid wood fencing or combination thereof. Said screen, wall or fence shall be designed and constructed to a height of not less than six (6) feet nor more than ten (10) feet and shall be constructed to restrict any view therethrough. The yard shall be landscaped for its length in grass with shrubbery and/or trees planted and maintained at intervals of ten (10) feet on center and to a minimum height of thirty six (36) inches for shrubbery and six (6) feet for trees at time of planting, or comparable treatment.~~

~~No materials or equipment shall be stored to a height greater than said screen, wall or fence.~~

~~3. To provide maximum flexibility in the landscape design of said screen and ground area, a variety of plant material may be used, provided, however, that a plan indicating the species, variety, size, spacing and location of all plants shall be filed with the Division of Planning and Zoning of the Department of Metropolitan Development and approved by the Metropolitan Development Commission or the Administrator of the Division of Planning and Zoning if so authorized by said Commission, prior to the issuance of an Improvement Location Permit.~~

~~6~~ 7. *Use of required yards and required transitional yards.* All required yards and required transitional yards shall be landscaped with ~~in~~ grass, and shrubbery, trees~~and/~~or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G and shall remain as open space free from structures except where expressly permitted by this Ordinance.~~:~~

a. Required front yards ~~may include~~:

(1) may include ~~P~~pedestrian walks, driveways, flag poles, fences, screening walls and similar appurtenant structures ~~uses.~~; and,

(2) may include ~~Access cuts and~~ driveways, provided they are not located within forty (40) feet of a side lot line abutting a ~~residential~~ Protected District.~~,~~; and,

(3) ~~Off-street~~ shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.~~, provided however, a six (6) foot wide strip of the required front yard, paralleling and measured from the front lot line, and extending the full length thereof (except for walks access cuts and driveways), shall be maintained as a landscaped portion of the front yard as required above.~~

b. ~~Except as prohibited by section 2.07, B, 7, r~~Required side and rear yards~~: may include:~~

(1) may include pedestrian walks, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking area and interior access drives.

~~(1) Pedestrian walks, flag poles and similar appurtenant uses.~~

~~(2) Access cuts and driveways provided they are not located within forty (40) feet of a lot line and abutting a residential DISTRICT.~~

~~(3) Off-street parking, provided it is not located within forty (40) feet of a lot line abutting a residential DISTRICT~~.

c. Required front, side or rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas, interior access drives, or outdoor display or storage areas, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of building and structures.* ~~Maximum height of buildings and structures shall be~~ tThirty-five (35) feet, subject to the exceptions noted in Section 2.00, A, 5.

Provided, however:

a. along any required front, side or rear transitional yard, as specified in Section 2.07, B, 6, the minimum required setback for that portion of the building exceeding eighteen (18) feet shall be increased by one (1) foot for each additional one (1) foot, or part thereof, of building or structural height above eighteen (18) feet, (see Section 2.16, Diagram I).

b. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs.* Signs ~~and advertising devices~~ and sign structures shall comply with the sSign rRegulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended. Additional regulations specific to adult entertainment businesses are found in Section 2.15.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of sSection 2.10~~9~~.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of sSection 2.11~~0~~.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, temporary seasonal retail sales uses, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

14. *Special regulations - adult entertainment business.* In addition to the requirements of this Section, adult entertainment businesses shall be in accordance with Section 2.15, Special Regulations - Adult Entertainment Business.

Sec. 2.~~75~~08. C-ID Commercial-Industrial District.

Statement of purpose ~~of the C-ID district~~. The C-ID District is designed to accommodate the commercial/industrial type of land uses which by the nature of operation ~~and/~~or appearance are more compatible with industrial than retail commercial activi- ties. These uses generally are not visited by customers, but rather involve service operations from headquarters with some on-site fabrication of parts and, in some cases, substantial open air storage of large service vehicles, raw materials or finished products. Because of the character and intensity of these uses, this District should be appropriately located in close association with high intensity commercial uses or industrial uses and should never be located adjacent to Protected Districts.

A. Permitted C-ID ~~district~~ uses. ~~The following uses shall be permitted in the C-ID District. All~~ Permitted uses in the C-ID District shall conform to the gGeneral rRegulations and pPerformance sStandards of sSection 2.00 and the C-ID District dDevelopment sStandards of sSection 2.08~~,75~~ B.

~~(1) Construction company.~~

~~(2) Contractors, such as:~~

~~painting; decorating; electrical; plumbing; building; roofing; sheet metal; septic system; storm doors; windows; awnings; sign contractors.~~

~~(3) Crating and packaging service.~~

~~(4) Home remodeling company.~~

~~(5) Industrial laundry and dry cleaning plant.~~

~~(6) Testing laboratory.~~

~~(7) Upholsterer, furniture repair.~~

~~(8) Wholesaler, warehouse, distributor, storage and transfer establishment.~~

The following uses shall be permitted in the C-ID District:

1. Auctioneering service.

2. Automobile storage.

3. Automobile (car) wash, subject to the provisions of section 2.08, B, 1.

4. Boat dealer.

5. Building materials.

6. Bus or truck:

   Maintence garage
   Rustproofing
   Washes

7. Convenience market, subject to the provisions if Section 2.08, B,1.

8. Crating and packaging service.

9. Contractors, including:

   Air conditioner
   Awning
   Building/construction
   Carpentry work
   Concrete
   Decorating
   Electrical
   Excavation
   Extermination/disinfection
   Fence
   Flooring
   Heating
   Home remodeling
   Landscaping (wholesale or retail)
   Masonry/stonework/tile setting
   Painting
   Pest control
   Plastering/drywall (installation)
   Plumbing
   Pool (installation)
   Roofing
   Septic system
   Sheet metal
   Siding
   Sign
   Storm door
   Water softener service
   Window
   Demolition

10. Distributor.

11. Equipment rental or sales:

    Heavy/construction
    Light
    Tool

12. Farm equipment, new or used; sales or service.

13. Fireworks display service.

14. Fuel dealers (other than gasoline service station or convenience market).

15. Gasoline service station, subject to the provisions of Section 2.08, B, 1.

16. Industrial laundry or dry cleaning plant.

17. Linen supply.

18. Mini-warehouse.

19. Photofinishing laboratory.

20. Recreational vehicle dealer (sales or rental, including mobile home and poup camper).

21. Repair service (any type).

22. Storage and transfer establishment.

23. Taxidermy.

24. Temporary seasonal retail sales, subject to the provisions of Section 2.13, F.

25. Upholstery.

26. Warehouse.

27. Wholesaler.

~~9~~ 28. Other uses similar and comparable in character to the above permitted uses.

~~10~~ 29. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted primary uses including supportive services directly related to and located in the same building with the primary use, ~~provided no exterior signage announcing such services shall be permitted.~~ shall be subject to the requirements of Section 2.08, B, 1, g.

~~11~~ 30. Temporary structures, including ~~temporary signs,~~ fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction~~, to be included in the Improvement Location Permit for the primary use and to be removed concurrently with completion of construction of the primary use.~~shall be subject to the requirements of Section 2.13, E.

B. C-1D ~~district~~ Development Standards.

1. *Use.*

   a. Merchandise and products for sale; storage of materials, products, machinery and equipment; and operations incidental to the primary use may be located outdoors.

      Provided, however, outdoor storage and operations shall be effectively screened from public view by a solid fence or wall not less than six (6) feet in height constructed on or behind the front building setback line.

Further provided, however, all storage of materials or products within five hundred (500) feet of a Protected District boundary shall be effectively screened by a solid fence or wall. The height of said fence or wall shall be at least six (6) feet and shall not exceed ten (10) feet. Said fence shall be surrounded by shrubbery, trees or hedge subject to the requirements of Section 2.13, G. The storage of materials or products within the enclosure shall not exceed the height of the fence.

In addition, in no case shall the total area of outside operations and storage exceed fifty percent (50%) of the total gross floor area of enclosed structures and buildings.

b. Any major repair and service ~~is~~ shall be conducted within enclosed buildings.

c. Any lighting used to illuminate any outdoor area where any service or activity is conducted shall comply with the requirements of ~~s~~Section 2.10~~9~~, H~~8, e~~. Further, ~~(3)~~ ~~I~~it shall be prohibited to:

(1) ~~L~~light an area by the use of stringers or unshielded incandescent lamps in which the entire lamp envelope is designed to function as a light emitter~~.~~; or

(2) ~~M~~make use of attention attracting lighting from any apparatus of any type similar to that used by emergency vehicles.

d. Trash containers shall be permitted provided containers exceeding six (6) cubic feet shall:

(1) be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

(2) be located behind the established front building line; and,

(3) not be located within a required yard or required transitional yard.

e. Recycling containers shall be permitted, subject to the requirements of Section 2.13, D, (Requirements for Recycling Containers).

f. Vending machines shall be permitted provided the machine(s) shall:

(1) be located within a building; or,

(2) be located on the exterior of a building abutting its exterior wall; and,

(3) not be located within a required yard or required transitional yard.

g. Gasoline service stations, convenience markets, service centers or facility functions, service operation and sales shall be subject to the following regulations:

(1) Gasoline service stations, convenience markets, service centers or function, service operation and sales shall not include the following:

any outdoor operations (other than the dispensing or installation of gasoline, oil, antifreeze and other similar products and the performance of minor services for customers as related to said dispensing or installation).

(2) The exterior display, sale or storage of antifreeze, batteries, tires, oil, and other merchandise or products is permitted, provided, however, that the provisions of Section 2.08, B, 1, a., and b. are maintained.

(3) Any display, sale or rental or motor vehicles or trailers conducted in association with a service station shall be located in a specific area, not located in or in any way conflicting or interfering with pedestrian walks, off-street parking areas, driveways, required yards, required transitional yards, or public rights-of-way.

(4) There shall be no exterior displays which restrict traffic visibility in any way or which impede the movement of any vehicles on the service station or center driveways or public

rights- of-way, or located in or in any way conflicting or interfering with walks, off-street parking areas or required landscaping yards. All exterior displays shall be maintained in an orderly manner.

(5) Any major servicing or motor or body repair work shall be conducted within an enclosed structure.

h. Car wash establishment shall:

(1) be subject to the requirements of Section 2.12, Drive-through Off-street Stacking Space Regulations; and,

(2) not conduct any drying, cleaning, polishing, dispensing of gasoline or other comparable operation within any required yard or required transitional yard; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J); and,

(4) have exit drives that are a minimum of one hundred (100) feet in length, measured from the vehicle exit of the car wash establishment to the pavement edge of the street.

(5) The surface and drainage treatment at the exit drive shall be designed so that no water accumulates on the surface or onto the public right-of-way as a result of the car wash operations.

i. Accessory uses or structures shall:

(1) have a total gross floor area which does not exceed fifty percent (50%) of the total gross floor area of the primary uses or structures; and

(2) not erect or maintain exterior signs announcing the accessory uses or structures.

2. *Required minimum street frontage.* Each lot or integrated center shall have at least fifty (50) feet of frontage on a street right-of-way (unless subject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

~~2~~ 3. *Required minimum front yards, minimum front setback.* ~~Same as C-3 District regulations of section 2.03, B, 2.~~ The setback requirements of Section 2.13, A, shall be provided along all street right-of-way lines, unless subject to the Established Setback provisions of Section 2.00, A, 3, b or c.

~~3. Corner side yard double frontage lot minimum. Same as C-3 DISTRICT regulations of section 2.03, B, 3.~~

4. *Required minimum side yards, minimum side setback.* A side ~~yard and~~ setback and landscaped side yard of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided ~~along each side lot line~~ unless subject to the additional transitional yard requirements of Section 2.08, B, 6 or 8.

5. *Required minimum rear yard, minimum rear setback.* A rear ~~yard and~~ setback and landscaped rear yard of not less than (10) feet in depth, measured from and paralleling the lot line, shall be provided ~~along the rear lot line~~ unless subject to the additional transitional yard requirements of Section 2.08, B, 6 or 8.

~~7~~ 6. *Required transitional yards, minimum setbacks.* ~~a.Minimum front, side and rear transitional yards and setbacks~~ Minimum front, side and rear transitional yards and setbacks - Yards ~~F~~fronting ~~U~~upon or ~~A~~abutting ~~A~~ a ~~Residential~~ Protected District are subject to the requirements of Section 2.08, B, 7 or 8 in addition to the following requirements:

~~(1)~~ a. Where a front yard abuts a street on the opposite side of which is a ~~residential~~ Protected District, a ~~the~~ minimum required front transitional yard and setback of not less than twenty (20) feet, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right-of-way does not exist or where the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement. ~~shall be the same as the standard front yard and setback requirements of section 2.08, B, 2. The front yard use of such minimum required transitional front yard shall not include off-street parking if said abutting street is a Collector, Local or Marginal Access, Cul-de-Sac or Parkway. If the abutting street is an Expressway, Primary or Secondary Thoroughfare, the front yard may include off-street parking provided a twenty (20) foot wide strip of said required front yard, paralleling and measured from the front lot line and extending the full length thereof (except for walks, access cuts and driveways), shall be maintained as a landscaped portion of the yard in conformance with section 2.08, B, 7.~~

~~(2)~~ b. Where a side or rear lot line abuts ~~either~~ a ~~side or rear~~ lot line in an adjacent ~~residential~~ Protected District, a required side or rear transitional yard and setback of not less than forty (40) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

Exceptions:

(1) ~~Provided, however, w~~Where a dedicated alley separates such side or rear lot line from the ~~residential~~ Protected District, said required side or rear transitional yard and setback shall be not less than twenty (20) ~~ten (10)~~ feet.

(2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

(3) ~~Transitional Yards Exception -~~ The transitional yard requirements of ~~s~~Section 2.07~~5~~8, B, ~~7~~ 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although ~~residentially~~ zoned as a Protected District.

~~b. Screening and landscaping of transitional yards - yards fronting upon or abutting a residential district~~

~~1. Front transitional yards (fronting upon a residential District) shall be landscaped in an open pattern in grass and shrubbery, trees and/or hedge to provide a partial screening of the commercial use. An ornamental decorative fence or masonry wall, not more than two and one-half (2-1/2) feet in height if solid, or six (6) feet if open, may be used in conjunction with the landscaping.~~

~~Provided, however, along any portion of said transitional front yard in which an off-street parking area is located, there shall be provided and maintained along the front line of the parking area, a buffer screen of either:~~

~~Architectural Screen - a wall or fence of ornamental block, brick, solid wood fencing or combination thereof. Said wall or fence shall be at least 42 inches in height and shall be so constructed to such minimum height to restrict any view therethrough, or~~

~~Plant Material Screen - a compact hedge of evergreen or deciduous shrubs, at least 36 inches in height at the time of planting.~~

~~Ground area between such wall, fence or hedge and the front lot line shall be planted and maintained in grass, other suitable ground cover, shrubbery and/or trees. All shrubs and trees shall be planted or transplanted with a ball of earth and shall meet the standards of the American Association of Nurserymen, (a copy of which is on file in the office of the Division of Planning and Zoning of the Department of Metropolitan Development of Marion County, Indiana, and is hereby incorporated by reference and made a part hereof).~~

~~2. Side and rear transitional yards (abutting a residential District) shall be landscaped in grass and shrubbery, trees and/or hedge to form an effective screening of the commercial use. An ornamental, decorative fence or masonry wall may be used in conjunction with the landscaping.~~

~~Provided, however, driveways, off- street parking and loading areas shall not be permitted in the side and rear transitional yards. If any side or rear portion of a lot other than the transitional yards is to be used for a driveway, off-street parking area and/ or loading area, there shall be provided and maintained along the length of the drive and/or parking or loading area at the lot line or up to a distance of forty (40) feet from the lot line, and to the front setback line, a landscaped screen, wall or fence of opaque landscape materials, ornamental block, brick, solid wood fencing or combination thereof. Said screen, wall or fence shall be designed and constructed to a height of not less than six (6) feet nor more than ten (10) feet and shall be constructed to restrict any view therethrough. The yard shall be landscaped for its length in grass with shrubbery and/or trees planted and maintained at intervals of ten (10) feet on center and to a minimum height of thirty six (36) inches for shrubbery and six (6) feet for trees at time of planting, or comparable treatment.~~

~~No materials or equipment shall be stored to a height greater than said screen, wall or fence.~~

~~3. To provide maximum flexibility in the landscape design of said screen and ground area, a variety of plant material may be used, provided, however, that a plan indicating the species, variety, size, spacing and location of all plants shall be filed with the Division of Planning and Zoning of the Department of Metropolitan Development and approved by the Metropolitan Development Commission or the Administrator of the Division of Planning and Zoning if so authorized by said Commission, prior to the issuance of an Improvement Location Permit.~~

~~6~~ 7. *Use of required yards and required transitional yards.* All required yards and required transitional yards shall be landscaped with ~~in~~ grass and shrubbery, trees ~~and/~~or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G and shall remain as open space free from structures except where expressly permitted by this Ordinance.

a. Required front yards ~~may include~~:

(1) may include ~~P~~pedestrian walks, driveways, flag poles, fences, screening walls and similar appurtenant structures ~~uses.~~; and,

(2) ~~Access cuts and~~ may include driveways, provided they are not located within forty (40) feet of a side lot line abutting a ~~residential~~ Protected District~~.~~; and,

(3) ~~Off-street~~ shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.~~, provided, however, a six (6) foot wide strip of the required front yard, paralleling and measured from the front lot line, and extending the full length thereof (except for walks, access cuts and driveways), shall be maintained as a landscaped portion of the front yard as required above.~~

b. ~~Except as prohibited by section 2.08, B., 7, r~~Required side and rear yards ~~may include~~

(1) may include ~~P~~pedestrian walks, interior access driveways, flag poles, fences, screening walls and similar appurtenant ~~uses.~~ structures; and,

(2) shall not include parking areas and interior access drives.

~~(2) Access cuts and driveways, provided they are not located within forty (40) feet of a lot line abutting a residential DISTRICT.~~

~~(3) Off-street parking, provided it is not located within forty (40) feet of a lot line abutting a residential DISTRICT~~.

c. Required front, side or rear transitional yards:

(1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and similar appurtenant structures; and,

(2) shall not include parking areas, interior access drives, or outdoor display or storage areas, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of buildings and structures.* ~~Maximum height of buildings and structures shall be~~ tThirty-five (35) feet, subject to the exceptions noted in Section 2.00, A, 5.

Provided, however:

a. along any required front, side or rear transitional yard, as specified in Section 2.08, B, 6, the minimum required setback for that portion of the building exceeding eighteen (18) feet shall be increased by one (1) foot for each additional one (1) foot, or part thereof, of building or structural height above eighteen (18) feet (see Section 2.16, Diagram I).

b. the height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs.* Signs ~~and advertising devices~~ and sign structures shall comply with the ~~s~~Sign ~~r~~Regulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended. Additional regulations specific to adult entertainment businesses are found in Section 2.15.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of ~~s~~Section 2.10~~9~~.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of ~~s~~Section 2.11~~0~~.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, temporary seasonal retail sales uses, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

14. *Special regulations - adult entertainment business.* In addition to the requirements of this Section, adult entertainment businesses shall be in accordance with Section 2.15, Special Regulations - Adult Entertainment Business.

Sec. 2.09. C-S Special Commercial District Regulations.

Statement of purpose ~~of the C-S District~~. The Special Commercial District (C-S) is established for the following purposes:

1. To encourage:

a. a more creative approach in land planning.
b. superior site and structural design and development.
c. an efficient and desirable use of open space.

2. To provide for a use of land with high functional value.

3. To assure compatibility of land uses, both within the C-S District and with adjacent areas.

4. To permit special consideration of property with outstanding features, including, but not limited to, historical, architectural or social significance, unusual topography, landscape amenities, and other special land characteristics.

5. To provide maximum adaptability and flexibility in zoning and development controls to meet the changing and diverse needs of the metropolitan area.

The C-S ~~Special~~ District is designed to permit, within a single zoning District, multi-use commercial ~~,~~ complexes or land use combinations of commercial and noncommercial uses, or single-use commercial projects~~,~~. The primary objective of this District is to encourage development which achieves a high degree of ~~due to~~ excellence ~~of~~ in planning, design or function, and can be intermixed, grouped or otherwise uniquely located with maximum cohesiveness~~, attractiveness~~ and compatibility. ~~Thus, t~~The District provides flexibility and procedural economy~~,~~ by permitting the broadest range of land use choices within a single District, ~~with~~ while maintaining adequate land use controls. ~~Under the C-S classification, particular regard can be given property with unique features or significance such as unusual topography or landscape amenities, historical, architectural or social significance, or other special land characteristics.~~ The C-S District can include high-rise or low-rise developments, can be applied to large or small land areas~~,~~ appropriately located throughout the metropolitan area, and can be useful in areas of urban renewal or redevelopment.

~~The C-S District is intended to encourage greater creativity in land planning, superior site and structural design and development; to encourage an efficient, aesthetic and desirable use of open space; to provide for a use of land with high functional and aesthetic values; to assure compatibility of land uses, both within the C-S District and with adjacent areas. It is intended to provide maximum flexibility in zoning and districting and controls to meet the changing, diverse developmental needs of the metropolitan area.~~

Development site plans should incorporate and promote environmental considerations, working within the constraints and advantages presented by existing site considerations, including vegetation, topography, drainage and wild life.

A. Permitted C-S District Uses. ~~The following shall be permitted C-S District uses. Provided, however,~~ all land use within the C-S Districts shall be limited to the use or uses specified in the applicable rezoning petition or ordinance redistricting and zoning the particular land to the C-S District ~~classification~~.

A site and development plan for a proposed C-S District shall be filed with the zoning petition and approved by the Metropolitan Development Commission. The Commission may approve, amend or disapprove the plan and may impose any reasonable conditions upon its approval. If such plan submitted is a preliminary rather than final plan, the Commission's approval shall be conditioned upon the approval, by the Administrator ~~of the Division of Planning and Zoning~~, of a final site and development plan, in total or in phases. Such final plan approval by the Administrator shall be conditioned upon the Administrator's findings that the final plan is consistent and in substantial conformity with the preliminary plan, as approved by the Metropolitan Development Commission. ~~regulations of section 2.00 and 2.08, a~~ All development ~~land use~~ within the C-S Districts shall be subject to any further standards, restrictions or requirements specified in such rezoning petition or ordinance~~,~~. ~~and to all requirements of section 2, B, 3 of Ordinance 71-AO-1, the Improvement Location Permit Ordinance of Marion County, Indiana, relative to plans (including exhibits, site plans, renderings, plans for buildings, signs or other structures, fencing, landscaping, off-street parking and loading areas, utilities, drainage, sewage or other developmental or land use plans) and covenants~~ and commitments filed, made or presented in support of such rezoning petition.

1. By example, the following uses may be appropriate in the C-S District.

    a. Planned public and semi-public structures and uses, parks and open space;

    b. Commercial office-multifamily residential complex (providing the residential component shall be subordinate to the primary commercial use or uses);

    c. Regional, community or neighborhood shopping center-office-multifamily residential complex, hotels, motels or other multi-use planned complex, (providing the residential component shall be subordinate to the primary commercial use or uses), or other appropriate uses and accessory facilities therefor;

    d. Office-commercial-industrial research and development park or complex or other commercial-industrial use combinations (providing the industrial use is subordinate to the primary commercial use or uses), and accessory facilities therefor.

    e. Any other appropriate planned land use, complex or combination of land uses as designated and specified in the petition or ordinance zoning land to the C-S District.

2. Accessory uses and structures, subordinate, appropriate and incidental to the above permitted primary uses, including supportive services directly related to and located in the same building with the primary use, shall be subject to the requirements of Section 2.09, B, 1,

3. Temporary structures, including fences, walls, buildings, barricades and similar temporary structures incidental and necessary to the development of land during construction shall be subject to the requirements of Section 2.13, E.

~~1. Public and semipublic structures and uses, parks and open space, including but not limited to museums, assembly halls, auditoriums, theaters, amphitheaters, exhibition halls or exhibition spaces, libraries, civic center, university or college campus or other educational institution, governmental office complexes, malls, green ways or other appropriate uses and accessory facilities therefor.~~

~~2. Commercial office apartment complex, or other planned complex, which may include business, professional and consumer service offices, retail sales and service uses, including but not limited to restaurant (subject to all regulations of section 2.03 applicable to restaurants), gasoline service station (subject to all regulations of section 2.03 applicable to gasoline service stations), or other appropriate uses and accessory facilities therefor.~~

~~3. Regional, community or neighborhood shopping center - office - apartment complex, apartment hotels, hotels, motor hotels or other multi-use planned complex, which may include business, professional and consumer service offices, retail sales and service uses, including but not limited to restaurant (subject to all regulations of section 2.03 applicable to restaurants), gasoline service station (subject to all regulations of section 2.03 applicable to gasoline service stations), or other appropriate uses and accessory facilities therefor.~~

~~4. Office commercial industrial research and development park or complex or other commercial industrial use combination (subject to all standards, requirements and regulations of section 2.05) I-1-U Restricted Industrial Urban District Regulations) of Ordinance 63-AO-4, the INDUSTRIAL ZONING ORDINANCE of Marion County, Indiana, as amended), and accessory facilities therefor.~~

~~5. Residential recreational commercial planned complex, including multifamily dwellings, townhouses, condominium, cluster housing or other planned residential development in combination with open space, recreational commercial development including golf course, country club, riding stable, tennis or swimming club, marina, lake development or other recreational, public or semi-public, commercial or noncommercial uses, and accessory facilities therefor.~~

~~6. Any other appropriate planned land use, complex or combination of land uses as designated and specified in the amending petition or ordinance zoning land to the C-S Special Commercial District.~~

B. C-S District Development Standards.

1. *Use.*

a. All C-S District uses shall:

(1) be so planned, designed, constructed and maintained as to create a superior land development, in conformity with the Comprehensive ~~or Master~~ Plan of Marion County, Indiana; and,

(2) create and maintain a desirable, efficient and economical use of land with high functional ~~and aesthetic~~ value~~, attractiveness~~ and compatibility of land uses, within the C-S District and with adjacent uses; and,

(3) provide sufficient and well-designed access, parking and loading areas; and,

(4) provide traffic control and street plan integration with existing and planned public streets and interior access roads; and,

(5) provide adequately for sanitation, drainage and public utilities; and,

(6) allocate adequate sites for all uses proposed--the design, character, grade, location and orientation thereof to be appropriate for the uses proposed, logically related to existing and proposed topographical and other conditions, and consistent with the Comprehensive ~~or Master~~ Plan of Marion County, Indiana.

b. On-site vehicular circulation and traffic patterns for all drive-through facilities shall be subject to the requirements of Section 2.12.

c. Trash containers. Trash containers exceeding six (6) cubic feet shall:

(1) be completely screened on at least three (3) sides within a solid-walled or fenced stall not less than six (6) feet in height. The open side of the stall, if applicable, shall not face any Protected District, nor shall it be viewed from any street frontage; and,

(2) be located behind the established front building line; and,

(3) not be located within a required yard or required transitional yard.

d. Recycling containers. Recycling containers shall be subject to the requirements of Section 2.13, D, (Requirements for Recycling Containers).

e. Vending machines shall be permitted provided the machine(s) shall:

(1) be located within a building; or,

(2) be located on the exterior of a building abutting its exterior wall; and,

(3) not be located within a required yard or required transitional yard.

f. Taverns, package liquor stores, fast food or drive-through restaurants, and such establishments, where food or alcoholic beverages may be carried out, shall:

(1) provide adequate outdoor convenience trash containers; and,

(2) not provide outdoor tables or seats; and,

(3) not be located within one hundred (100) feet, measured in any direction, or a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J).

g. Gasoline service stations, lubricating and oil change services, convenience markets, service centers or functions, shall:

(1) not include the following:

i. any outdoor service operations (other than the dispensing or installation of gasoline, oil, antifreeze, headlights, wiper blades and other similar products and the performance of minor services for customers as related to said dispensing or installation);

ii. the sale, rental, display or storage of vehicles, trailers, tractors, machinery or other similar equipment;

iii. commercial parking of vehicles;

iv. major servicing or motor or body repair such as, but not limited to body or fender work, motor overhaul, major transmission repair auto glass work, tire recapping, muffler repair or installation, auto body painting or trim shops; or,

v. dismantling or wrecking of any vehicles, or the storage of inoperable, damaged or wrecked vehicles.

(2) The exterior display, sales or storage of antifreeze, batteries, tires, oil, and other merchandise or products is permitted, provided such display or storage is:

i. accessory to the primary use; and,

ii. located immediately adjacent to the primary structure, but not within any required yard or required transitional yard; and,

iii. not more than two hundred (200) square feet in total area; and,

iv. maintained in an orderly manner; and,

v. not illuminated.

(3) A maximum of three (3) accessory indoor service bays may be provided for minor automotive servicing and repair. "Service Bay" is defined in Section 2.16.

h. Car wash establishments shall:

(1) be subject to the drive-through off-street stacking space regulations of Section 2.12; and,

(2) not conduct any drying, cleaning, polishing, dispensing of gasoline, or other comparable operation within any required yard or required transitional yard; and,

(3) not be located within one hundred (100) feet, measured in any direction, of a Protected District. The measurement shall be taken from the exterior of the building (or the tenant bay of the establishment if the use is in an integrated center), to the zoning boundary of the Protected District except when such establishment is separated from said Protected District by an intervening street (see Section 2.16, Diagram J.

(4) have exit drives that are a minimum of one hundred (100) feet in length, measured from the vehicle exit of the car wash establishment to the pavement edge of the street.

(5) The surface and drainage treatment at the exit drive shall be designed so that no water accumulates on the surface or onto the public right-of-way as a result of the car wash operations.

~~2. Required front yard, minimum setback. Same as the C-2 District regulations of section 2.02, B, 2.~~

~~3. Required corner side yard, double frontage lot minimum setback. Same as the C-2 District regulations of section 2.02, B, 3.~~

2. *Required minimum street frontage.* Each lot shall have at least fifty (50) feet of frontage on a street right-of-way (unlesssubject to Section 2.00, A, 6, Lot Frontage Exception), and shall gain access from said street frontage.

3. *Required minimum front yards, minimum front setback.* The setback requirements of Section 2.13, A, shall be provided along all street right-of-way lines, unless subject to the provisions of Section 2.00, A, 3, b or c.

4. *Required minimum side yards, minimum side setback.* ~~Same as C-2 District regulations of section 2.02, B, 5.~~ A side setback and landscaped side yard of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided unless subject to the additional transitional yard requirements of Section 2.09, B, 6 or 8.

5. *Required minimum rear yard, minimum rear setback.* ~~Same as C-2 District regulations of section 2.02, B, 5.~~ A rear setback and landscaped rear yard of not less than ten (10) feet in depth, measured from and paralleling the lot line, shall be provided unless subject to the additional transitional yard requirements of Section 2.09, B, 6 or 8.

~~(6) Use of required yards. Same as C-2 District regulations of section 2.02, B, 6.~~

6. *Required transitional yards, minimum setback.* Minimum front, side and rear transitional yards and setbacks - Yards fronting upon or abutting a Protected District are subject to the requirements of Section 2.09, B, 7 or 8 in addition to the following requirements;

   a. Where a front yard abuts a street on the opposite side of which is a Protected District, a minimum required front transitional yard and setback of not less than twenty (20) feet in depth, measured from and paralleling the proposed right-of-way line of the street, shall be provided unless subject to the regulations of Section 2.00, A, 3, b, or c, or Section 2.13, A. In the case where a proposed right-of-way line does not exist, or the existing right-of- way is greater, the existing right-of-way line shall be used for the setback measurement.

   b. Where a side or rear lot line abuts a lot line in an adjacent Protected District, a required side or rear transitional yard and setback of not less than fifteen (15) feet in depth, measured from and paralleling the lot line, shall be provided along such side or rear lot line.

      Exceptions:

      (1) Where a dedicated alley separates such side or rear lot line from the Protected District, said required side or rear transitional yard and setback shall be not less than ten (10) feet.

      (2) Where the ground area required for required transitional yards exceeds twenty percent (20%) of the lot area, the width of the side or rear transitional yards may be reduced by one-half (1/2), but to not less individually than six (6) foot planting areas, provided a six (6) foot opaque wooden fence or solid wall is erected.

      (3) The transitional yard requirements of Section 2.09, B, 6 shall not apply in those instances where commercial or industrial use, legally established by permanent variance or lawful nonconforming use, exists upon such adjoining property or abutting frontage property, although residentially zoned.

~~7. Transitional yards Same as C-2 District regulations of section 2.02, B 7.~~

7. *Use of required yards and required transitional yards.* All required yards shall be landscaped with grass and shrubbery, trees or hedge, or in combination with other suitable ground cover materials, subject to the requirements of Section 2.13, G, and shall remain as open space free from structures except where expressly permitted by this ordinance:

   a. Required front yards:

      (1) may include pedestrian walks, drive-ways, flag poles, fences, screening wall and similar appurtenant structures; and,

      (2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

   b. Required side and rear yards:

      (1) may include pedestrian walks, interior access driveways, flag poles, fences, screening walls, and similar appurtenant structures; and,

      (2) may include interior access drives and parking areas, unless subject to the transitional yard requirements of Section 2.09, B, 6 or B, 8, provided a six (6) foot wide landscaped strip of the required yard, adjacent to the lot line while paralleling and extending the full length of such lot line, except when interrupted by interior access driveways(s), shall be maintained.

   c. Required front, side and rear transitional yards:

      (1) may include pedestrian walks, driveways, interior access driveways, flag poles, fences, screening walls and appurtenant structures; and,

      (2) shall not include parking areas or interior access drives, unless subject to the provisions of Section 2.13, A.

8. *Maximum height of buildings and structures.* There shall be ~~N~~no height limitation for buildings and structures provided that:

   a. Minimum required front, side and rear yard setbacks shall be increased by one (1) foot for each three (3) additional feet, or part thereof, of building or structural height above thirty-five (35) feet to a maximum front, side or rear building setback requirement of thirty (30) feet; and,

   b. Minimum required setback along any required front, side or rear transitional yard as specified in section 2.02, B, 6 shall be increased by one (1) foot for each one (1) foot, or part thereof, of building or structural height above thirty-five (35) feet to a maximum front, side, or rear building setback requirement of fifty (50) feet (see Section 2.16, Diagram I).

   c. The height of signs and sign structures shall comply with the Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

9. *Signs*. Signs ~~and advertising devices~~ and sign structures shall comply with the ~~s~~Sign ~~r~~Regulations ~~of Ordinance 71-AO-4, Sign Regulations~~ of Marion County, Indiana, 71-AO-4, as amended.

10. *Off-street parking.* Off-street parking facilities shall be provided in accordance with the off-street parking regulations of section 2.~~09~~10.

11. *Off-street loading.* Off-street loading facilities shall be provided in accordance with the off-street loading regulations of section 2.1~~0~~1.

12. *Drive-through off-street stacking space regulations.* Off-street stacking spaces shall be provided in accordance with the drive-through or drive-in stacking space regulations of Section 2.12.

13. *Additional development requirements.* Site and landscape plans, street requirements, recycling containers, temporary use structures or buildings, temporary seasonal retail sales uses, or screening, landscaping and grounds maintenance, shall be in accordance with Section 2.13.

Sec. 2.10~~9~~. Off-street parking regulations.

All ~~O~~off-street parking ~~facilities~~ areas for motor vehicles accessory to the uses in the Commercial Districts shall be provided in accordance with the following regulations.

~~Regulations for commercial parking facilities (i.e. offering parking spaces for fees) are contained in General Ordinance Number 256, 1970 of the City of Indianapolis and Marion County.~~

However, commercial parking facilities, including attendant parking, shall be subject to the provisions of Article XXV, Chapter 17 of the Code of Indianapolis and Marion County, Indiana (Volume II), and shall not be subject to the development standards of this ordinance other than the minimum setback requirements of the applicable District.

~~1~~ A. Application of regulations.

~~a.~~ 1. Buildings, structures, uses established hereafter ~~established~~ - exception for permits previously issued~~.~~: For all buildings and structures erected and all uses of land established after the effective date of this ordinance, accessory parking facilities shall be provided in accordance with the regulations of this Section.

However, where Improvement Location and Building Permits have been issued prior to the effective date of this ordinance, and provided that construction has~~is~~ begun within six (6) months of such effective date and diligently prosecuted to completion~~,~~ (but such time period not to exceed two (2) years after the issuance of said ~~b~~Building ~~p~~Permit), parking facilities in the amounts required for issuance of said permits may be provided in lieu of any different amounts required by the off-street parking regulations of this ordinance.

~~b.~~ 2. Buildings, structures, uses existing or hereafter established - increased intensity of use~~.~~: When the intensity of use of any legally established building, structure or premises (existing on the effective date of this ordinance or hereafter established) ~~shall be~~ is increased resulting in a net increase ~~(through addition~~ of gross floor area or any other unit of measurement specified herein for determining required

parking ~~facilities)~~areas, parking spaces and any other facilities as required herein shall be provided for such increase in intensity of use.

However, no building or structure lawfully erected, or use lawfully established, prior to the effective date of this ordinance shall be required to provide such additional parking spaces or ~~facilities~~ areas, unless and until the aggregate increase in any units of measurement specified herein for determining required parking spaces causes an increase in the required number of parking spaces that ~~shall~~ equals ~~not less than~~ fifteen percent (15%) or more of the number of parking spaces existing on the effective date of this ordinance, in which event parking spaces and ~~facilities~~ areas as required herein shall be provided for the total increase.

~~c.~~ 3. Change of use: Whenever the type of use of a building, structure or premises ~~shall~~ is hereafter ~~be~~ changed to a new type of use permitted by this ordinance, parking spaces and ~~facilities~~ areas shall be provided as required by the provisions of this ordinance for such new type of use, subject to the exception noted in Section 2.10, A, 2.

~~d.~~ 4. Existing parking ~~facilities~~ areas: Required ~~A~~accessory off-street parking ~~facilities~~areas in existence on the effective date of this ordinance shall not hereafter be reduced below, or if already less than, shall not be further reduced below, the requirement for such use as would be required for said use as a new ~~building or~~ use of a building, structure or premises under the provisions of this ordinance.

~~e.~~ 5. New or expanded parking ~~facilities~~ areas: Nothing in this ordinance shall ~~be deemed to~~ prevent the establishment of, or expansion of the amount of, ~~off-street~~ parking ~~facilities~~ areas to serve any existing use of land or building, provided that all other regulations herein governing the location, design, landscaping, construction and operation of such ~~facilities~~ areas shall be adhered to.

~~2.~~ B. Location.

1. Accessory off-street parking areas shall be provided on the same lot as the building or use served, or as provided in Section 2.10~~9, 3~~C below, and shall not be located within the public right-of-way.

2. Accessory parking areas shall be located in a Commercial District which permits the primary use or the I-3, I-4, and I-5 Industrial Suburban and Urban Districts.

3. Any accessory parking area located in a different district than that of the primary use must comply with the development standards for the District in which the parking area is located.

~~3.~~ C. Common or combined off-street accessory parking areas. ~~A. c~~Common or combined accessory off-street parking areas may be provided to serve two or more primary buildings or uses, provided such common or combined accessory off-street parking areas shall:

~~a.~~ 1. ~~Such common or combined off-street parking area shall~~ be so planned, designed, constructed and maintained as to create a desirable, efficient and well planned off-street parking area with ~~high~~ functional and aesthetic value, attractiveness and compatibility with adjacent land uses, and consistent with the character of the ~~Commercial~~ District within which it is located.

~~b.~~ 2. ~~Such common or combined off-street parking area shall~~ be located within five hundred (500) feet of the ~~all~~ primary uses served ~~therein~~, measured from the nearest point of the parking area boundary to the primary use served.

~~d.~~ 3. ~~The minimum total number of spaces contained in such combined off-street parking area shall~~ at all times have the minimum total number of spaces that is equal the sum of the minimum required parking spaces for ~~all~~ the use (if freestanding), or integrated center (see Table 2.10-A, # 28.). ~~individual uses served therein~~ No parking space for one use shall be included in the calculation of parking space requirements for any other use. ~~Provided, however:~~

~~In order to encourage the development of such well-planned common or combined off-street parking facilities in accordance with the standards of this ordinance, said total number of required spaces may be reduced to the extent of 10% below such combined total if such reduction is indicated on the approved site and development plan demonstrating compliance with the above standards.~~

~~c~~ 4. file a ~~A~~ site and development plan for any ~~each such~~ common or combined parking area(s) ~~shall be filed~~ with the Division of ~~Planning and Zoning of the Department of Metropolitan Development~~ Neighborhood and Development Services for ~~and~~ approved~~a~~l by the ~~Metropolitan Development Commission or the~~ Administrator ~~of the Division of Planning and Zoning if so authorized by said Commission,~~ prior ~~to the development and use thereof and prior~~ to the issuance of an Improvement Location Permit.~~for any use served thereby.~~

~~(1)~~ Said site and development plan~~: (1) S~~shall indicate:

~~(a)~~ a. adjacent streets, alleys and lots~~.~~;

~~(b)~~ b. ~~all individual primary~~ uses to be served, including the location, use (e.g. employee, customer, etc.)~~,~~ and number of parking spaces for each such use as required by Section 2.10~~9, 9 J~~K., hereof~~.~~;

~~(c)~~ c. ~~vehicular entrances, exits and turn- off~~ access drives, driveways, interior access driveways and acceleration/ deceleration lanes~~.~~;

~~(d)~~ d. the parking area layout, including ~~vehicular driveways or aisles; off-street~~ parking areas, parking spaces, total number of parking spaces and dimensions thereof~~.~~;

~~(e)~~ e. ~~setbacks.~~ distances to the primary uses served (see Section 2.10, C., 2 for distance measurement);

~~(f)~~ f. all landscaping and screening, walls ~~,~~ and fences; proposed lighting, if any; and type of paving proposed~~.~~;

~~(g)~~ g. location of signs;~~identification sign or signs, including location, size and design thereof.~~

~~(h)~~ h. ~~storm drainage facilities. (i)~~ location and type of parking space barriers ~~and/~~or curbing, if any~~.~~; and,

i. all other requirements of the Improvement Location Permit Ordinance (68-AO-11, as amended).

~~(2)~~ Said site and development plan shall demonstrate compliance with all applicable standards of this ordinance.

~~(3)~~ Said site and development plan shall be amended and resubmitted for Administrator's approval~~ed~~ to indicate any change or other modification of uses served as may be required by Section 2.10, A, 2 or 3, or number of parking spaces provided therefor, prior to obtaining a new Improvement Location Permit.

~~e.~~ ~~Said c~~Common or combined off-street accessory parking area shall be developed, maintained and used only in accordance with said approved site and development plan and all other requirements of this ordinance.

~~4.~~ D. Minimum parking lot and parking space dimensions.

~~a.~~ 1. The interior access drives, interior access driveways, drives, driveways, entrances, exits, aisles, bays and traffic circulation for parking lots and parking garages shall be designed and constructed at not less than the recommended specifications contained in Architectural Graphic Standards, ~~Sixth~~ Eighth ~~Ed.~~ Edition, Ramsey/ ~~and~~ Sleeper, John Wiley and Sons, Inc., New York, New York, (a copy of which is on file in the office of the Division of ~~Planning and Zoning, Department of Metropolitan Development of Marion County, Indiana,~~ Neighborhood and Development Services and is hereby incorporated by reference and made a part hereof); except that minimum parking spaces~~-~~ (or stalls~~-~~) dimensions shall be provided as set forth below.

~~b.~~ 2. A required off-street parking space shall have, regardless of angle of parking, a usable parking space measuring not less than nine (9) feet in width (measured perpendicularly from the sides of the parking space) and eighteen (18) feet in length; provided, however, that the total parking space area shall be. in no instance, less than one hundred eighty (180) square feet in total area.

Exceptions:

a. All required parking spaces for any use allowing shopping carts to be removed from the interior of the establishment (i.e., grocery store), shall have a usable parking space dimension measuring not less than ten (10) feet in width (measured perpendicularly from the sides of the parking space) and not less than eighteen (18) feet in length; provided, however, that the total usable parking space area shall be at least one hundred eighty (180) square feet. The required parking spaces for such uses shall be located within five hundred (500) feet of the front entrance of the establishment.

b. All parking spaces reserved for the use of physically handicapped persons shall have a usable parking space dimension measuring not less than thirteen (13) feet in width (measured perpendicular from the sides of the parking space) and not less than twenty (20) feet in length (see also Section 2.10, L., Required Parking Spaces for the Disabled).

~~5~~ E. Access to and from parking areas.

~~a~~ 1. Each ~~required~~ off-street parking space shall open directly upon an aisle or driveway of such width and design as to provide safe and efficient means of vehicular access to such parking space.

~~b~~ 2. All off-street parking ~~facilities~~ spaces or areas shall be designed with appropriate means of vehicular access to a street or alley in such a manner as to minimize interference with traffic movement and to provide safe and efficient means of vehicular access. Off-street parking spaces and areas shall be ~~so~~ designed and located so that vehicles shall not back from or into a public street or adjoining property.

~~6. Screening and landscaping.~~ Ground area between the required off-street parking area setback and any lot line abutting a residential District shall be screened and landscaped in accordance with the Commercial District's regulations for screening and landscaping transitional yards.

~~7~~ F. Use of parking areas.

~~a~~ 1. The parking area shall not be used for the storage, display, advertisement, sale, repair, dismantling or wrecking of any vehicles~~,~~ equipment or materials. ~~b.~~ The ~~required~~ parking area shall not be used for the storage of any commercial or inoperable vehicles.

~~c~~ 2. Buildings or structures for guards, attendants or watchmen shall be permitted ~~for shelters for guards, attendants or watchmen~~; however, any such structure shall not occupy a required off-street parking space(s) and shall comply with all setback requirements.

~~d~~ 3. Loading ~~and unloading~~ spaces and maneuvering area, as required in Section 2.11~~0~~, shall not constitute a required off-street parking space; nor shall any off-street parking area be used ~~for off-street~~ as a loading space or area ~~purposes~~.

~~8~~ G. Surface of parking area.

~~a~~ 1. ~~Open and Enclosed Parking Spaces:~~ Off-street parking spaces may be open to the sky, covered, or enclosed in a building. In any instance where a building is constructed or used for parking, it shall be treated as any other ~~major~~ building or structure and subject to all use and development standards requirements of the applicable Commercial District in addition to the requirements contained herein ~~thereof~~.

~~b~~ 2. All ~~open~~ off-street parking areas, and the access to and from such areas, shall be hardsurfaced ~~paved with concrete or improved with a compacted macadam base, and surfaced with an asphaltic pavement~~ to adequately provide a durable and dust-free surface. ~~which shall be maintained in good condition and free of, weeds, dirt, trash and debris, except that:~~ A gravel surface may be used for a period not exceeding one (1) year after the commencement of the use for which the parking area is provided, ~~parking area is opened for use~~ where ground or weather conditions are not immediately suitable for permanent surfacing as specified above.

~~c~~ 3. The surface shall be graded, constructed and drained in such a manner that there will be no ~~free~~ detrimental flow of water onto ~~either adjacent properties or public~~ sidewalks.

~~d~~ 4. The parking area(s), where abutting a required landscaped yard or area, shall be ~~so lined or designated~~designed and constructed ~~where abutting a required landscaped yard~~ in such a manner that

no part of ~~the~~ any parked vehicles shall extend beyond the boundary of the established parking area into any minimum required landscaped yard or area or ~~i~~onto adjoining property.

H. Marking of parking spaces. All parking spaces shall be marked by durable painted lines at least four (4) inches wide and extending the length of the space or by curbs or other means to indicate individual spaces. Signs or markers located on the pavement surface within a parking lot may be used as necessary to ensure efficient and safe traffic operation of the lot.

I. Lighting of parking area.

~~e~~ 1. When parking areas are illuminated, the lighting equipment shall provide good visibility with a minimum of direct glare.

2. In applying exterior ~~flood~~lighting, equipment shall be of an appropriate ~~those~~ types ~~or distribution that are appropriate to lighting within the property line. The lighting equipment shall~~ and be so located, shielded and directed that the ~~lighting~~ distribution of light is confined to the area to be lighted.

3. Objectionable ~~spill~~ light onto adjacent properties ~~or~~and streets shall be avoided to prevent direct glare or~~f~~ disability glare.

4. Lighting levels for outdoor parking areas shall meet the following minimum average maintained horizontal footcandles (as specified in Architectural Graphics Standards, Eighth Edition, Ramsey/Sleeper John Wiley and Sons, Inc., New York, New York ~~the Illuminating Engineering Society Lighting Handbook, 4th Revision, 1966,~~ a copy of which is on file in the office of the Division of Neighborhood and Development Services ~~Planning and Zoning~~ of the Department of Metropolitan Development of Marion County, Indiana and is hereby incorporated by reference and made a part hereof):

J. Landscaping. All parking areas in excess of one hundred (100) spaces shall be landscaped in accordance with Section 2.13, G, 3, (Additional Landscaping Requirements - Interior of Parking Lots).

~~9~~ K. Amount of parking ~~area~~ spaces required

~~a~~ 1. Off-street parking spaces shall be provided and maintained for uses in the Commercial Districts in accordance with the ~~following~~ minimum requirements set forth in Table 2.10-A.~~:~~

2. When a computation of required parking spaces results in a fraction of one-half (1/2) or greater, the number of required parking spaces shall be rounded up to the next whole number.

~~(1) Hotels, apartment-hotels, motels and motor-hotels~~

~~(a) One (1) parking space for each rental sleeping unit.~~

~~(b) Parking requirements for dwelling units in APARTMENT-HOTELS shall be in accordance with section 2.10 (D-9 Dwelling District Nine Regulations) or section 2.11 (D-10 Dwelling District Ten Regulations), as appropriate, of Ordinance 66-AO-2, the Dwelling Districts Zoning Ordinance of Marion County, Indiana, as amended.~~

~~(c) If, in addition to dwelling units and/or sleeping units, there are other uses or accessory uses located within or operated in conjunction with the hotel, apartment-hotel, motel or motor-hotel, the following percentages of additional off-street parking spaces shall be provided for such other uses or accessory uses as would be required by this section if such uses were primary and separate from the hotel, apartment-hotel, motel or motor-hotel.~~

~~1. Retail Stores, Offices, Service Establishments 50%~~

~~2. Restaurants, Dining Rooms, Bars, Night Clubs 35%~~

~~3. Ball Rooms, Auditoriums Banquet Halls, Meeting Rooms 50%~~

~~(2) Sanitariums, nursing and convalescent homes, homes for the aged: One (1) parking space for each three (3) patient beds, plus one (1) parking space for each two employees and each two staff doctors on the premises during the largest work shift.~~

~~(3) Day nurseries, private kindergartens: One (1) parking space per employee plus one (1) parking space for each five hundred (500) square feet of gross floor area.~~

~~(4) Museums, community centers, civic clubs, philanthropic and eleemosynary institutions: One (1) parking space for each four hundred (400) square feet of gross floor area.~~

~~(5) Churches, auditoriums, assembly halls, recital halls: One (1) parking space for each four seats at calculated capacity.~~

~~(6) Library: One (1) parking space for each two hundred (200) square feet of floor area open to the public use.~~

~~(7) Fire station: One (1) parking space for each two employees on the premises during the largest work shift.~~

~~(8) Medical or dental clinics: One (1) parking space for each one hundred (100) square feet of gross floor area.~~

~~(9) Business, professional or governmental office, post office, bank: One (1) parking space for each two hundred (200) square feet of gross floor area.~~

~~(10) Business, vocational and trade schools: One (1) parking space for each one hundred (100) square feet of gross floor area in the building.~~

~~(11) Commercial recreational and amusement establishments involving the assembling of persons, except theaters and bowling alleys: One (1) parking space for each two hundred (200) square feet of gross floor area in the building.~~

~~(12) Theaters: One (1) parking space for each three (3) seats.~~

~~(13) Bowling alleys: Four (4) parking spaces for each alley~~

~~(14) Restaurants, lunch counters, taverns, bars and night clubs, except drive-ins: One (1) parking space per each two (2) employees per shift plus one (1) parking space for each three (3) customer seats.~~

~~(15) Drive-in restaurant or refreshment stand, including any drive-in place or premises used for sale, dispensing, or serving of food, refreshments or beverages, and any establishments where customers may serve themselves, or carry out and consume food, refreshments or beverages on the same premises: Two (2) parking spaces for each one hundred (100) square feet of gross floor area.~~

~~Drive-in restaurant with ten per cent (10%) or less carry-out business: One (1) parking space per employee, plus one (1) parking space per three (3) seats, plus a number of spaces equivalent to ten per cent (10%) of the total calculation of spaces for customer seats to accommodate carry-out customers.~~

~~(16) Retail stores generating heavier auto traffic, including but not limited to, supermarkets and other food stores, ice cream parlors, bakeries, drug stores, beauty and barber shops, dime stores: One (1) parking space for each one hundred fifty (150) square feet of gross floor area for any:~~

~~(a) individual use,~~
~~(b) group of two or more uses in one structure, or~~
~~(c) uses in a planned shopping center or comparable integrated group of uses or structures in which uses included do not exceed 50,000 square feet in total gross floor area;~~

~~Provided, however, that in no case shall any use or uses in the same structure provide less than five (5) parking spaces.~~

~~(17) Retail stores generating lighter auto traffic, including but not limited to furniture, jewelry, gifts, hardware, appliance stores and the like; personal services shops; household or equipment repair shops; clothing and shoe repair shops; interior decorating shops; wearing apparel: One (1) parking space for each three hundred (300) square feet of gross floor area for any:~~

~~(a) individual use,~~
~~(b) group of two or more uses in one structure, or~~
~~(c) uses in a planned shopping center or comparably integrated group of uses or structures in which all uses included do not exceed 50,000 square feet in total gross floor area~~

~~Provided however, that in no case shall any use or uses in the same structure provide less than three (3) parking spaces.~~

~~(18) Speculative commercial structures constructed for potential uses specified in sections (9), (16) and (17) above: If any site and building(s) or center of less than 50,000 square feet of gross floor area is to be developed on a speculative basis for commercial uses, or for which no specific use or uses are contracted, off-street parking spaces shall be provided at a rate of one (1) parking space for each one-hundred fifty (150) square feet of gross floor area of all buildings on the site.~~

~~(19) Planned shopping center or integrated grouping of establishments specified in sections (16) and (17) above:~~

~~(a) If the total gross floor area of the center is between 50,000 and 275,000 square feet - One (1) parking space for each one hundred sixty (160) square feet of gross floor area.~~

~~(b) If the total gross floor area of the center is 275,000 square feet or greater - 5.5 spaces for each one thousand (1000) square feet of gross leasable area. (Gross leasable area shall include the total floor area of the center designed for tenant occupancy and exclusive use for retail sales, services, inventory and storage, including basements, mezzanines, upper floors, if any -- and portions of mall or concourse space leased or utilized for retail purposes). Parking spaces for business offices not included in the above classifications, theater space and integrated center management shall be provided in addition to that for the gross leasable area. Provisions of 3. d of this section 2.09 shall not apply.~~

~~(20) Mortuary - One (1) parking space for each fifty (50) square feet of floor area in parlors and assembly rooms.~~

~~(21) Wholesaling, distributing, warehousing, storage, transfer firms; contractors, custom fabricators, upholsterers; industrial laundries; lumber yards, junk yards, coal yards: One (1) parking space for each two persons on the premises, computed on the basis of the greatest number of persons at any one period or work shift. Any space in the establishment devoted to retailing shall require additional customer parking space in the amount specified elsewhere in this section for the type of retailing involved.~~

~~(22) Uses not specified: For any Commercial District use not specified above, the requirements for off-street parking for a specified use to which said use is most similar shall apply.~~

Table 2.10-A minimum number of
off-street parking spaces required by use

Use	Minimum Parking Requirement
1. Any amusement establishments (commercial, recreational) involving the assembling of persons (unless otherwise specified in this table):	
a. Indoor	One (1) parking space for each two hundred fifty (250) square feet of gross floor area.
b. Outdoor	One (1) parking space for each two hundred (200) square feet of gross floor area plus one (1) parking space for each four hundred (400) square feet of site area accessible to the public, exclusive of the parking area.
2. Auto, truck or motorcycle sales or repair:	One (1) parking space for each employee repair: employee per largest work shift, plus two (2) spaces per service bay, (a service bay shall not be considered

		a parking space), plus one (1) space for each two hundred (200) square feet of interior sales and display area, plus one (1) space for each seven thousand (7,000) square feet of outdoor display area.
3.	Banking: bank, savings and loan, credit union	
	a. Combined drive-through and walk-in	One (1) parking space for each two hundred-fifty (250) square feet of gross floor area. (Also subject to the drive-through requirements of Section 2.12).
	b. Drive-through facility only	One (1) parking space for each employee per largest work shift, plus a minimum of three (3) additional parking spaces. (Also subject to the drive-through requirements of Section 2.12).
	c. Walk-in facility only	One (1) parking space for each two hundred (200) square feet of gross floor area.
4.	Bowling alleys:	a. Four (4) parking spaces for each alley/lane b. If, in addition, there are other uses or accessory uses located within or operated in conjunction with the bowling alley, such as restaurants, night clubs, and the like, additional parking spaces, calculated based upon the parking requirements for that specific use, shall be provided (calculation shall be based upon the total sq feet of gross leasable floor area for uses located within or operated in conjunction with the bowling alley.
5.	Churches/synagogues, halls, recital halls:	One (1) parking space for each four seats at maximum calculated capacity.
6.	Community centers, museums, civic clubs, philanthropic and eleemosynary institutions:	One (1) parking space for each four hundred (400) square feet of gross floor area.
7.	Convenience market	One (1) parking space for each two hundred eighty-five (285) square feet of gross floor area. Parking spaces at gasoline pumps may be included in the calculation of required parking.
8.	Day nurseries, day care centers, kindergartens,nursery schools	One (1) parking space for each employee per largest work shift, plus one (1) parking space for each five hundred (500) square feet of gross floor area.
9.	Fire station:	One (1) parking space for each two employees on the premises during the largest work shift, plus a minimum of three (3) additional parking spaces.
10.	Furniture/floor or wall covering store	One (1) parking space for each four hundred (400) square feet of gross floor area.
11.	Gasoline service stations, tire and auto service center other auto service	One (1) parking space for each employee per largest work shift, plus two (2) spaces per service bay, (a service bay shall not be considered a parking space), plus three (3) customer spaces, plus one (1) space for each three hundred (300) square feet of gross floor area devoted to retail sales.
12.	Gasoline service station/convenience market	Same as (7) convenience market.

13.	Grocery store/supermarket	One (1) parking space for each one hundred-fifty (150) square feet of gross floor area.
14.	Hardware/paint/home improvement store	One 1).parking space for each two hundred (200) square feet of gross floor area plus one (1) parking space for each one thousand (1000) square feet of the facility devoted to outside operations or storage, exclusive of the parking area.
15.	Health spa/sports club	a. One (1) parking space for each two hundred (200) square feet of gross floor area b. If, in addition, there are other uses or accessory uses located within or operated in conjunction with the health spa or sports club, such as dining areas, restaurants, night clubs, retail stores and the like, additional parking spaces, calculated based upon the parking requirements for that specific use, shall be provided (calculation shall be based upon the total square feet of gross leasable floor area for such uses located within or operated in conjunction with the health spa or sports club).
16.	Hotels, motels:	a. One (1) parking space for each rental sleeping unit. b. If, in addition to sleeping units, there are other uses or accessory uses located within or operated in conjunction with the hotel or motel, such as ballrooms, meeting rooms, dining areas, retail stores, auditoriums, restaurants, night clubs, and the like, additional parking spaces, calculated based upon the parking requirements for that specific use, shall be provided (calculation shall be based upon the total square feet of gross leasable floor area for such uses located within or operated in conjunction with the hotel or motel).
17.	Library:	One (1) parking space for each four hundred (400) square feet of gross floor area.
18.	Medical, dental, optometrists clinics/offices	One (1) parking space for each two hundred (200) square feet of gross floor area.
19.	Mini-warehouses	Three (3) parking spaces for each office, plus one (1) parking space per each employee based on the largest work shift, plus one (1) parking space per resident/manager, plus one (1) parking space for each thirty (30) storage units. Required off- street parking spaces shall not be utilized as rental or leased spaces.
20.	Miniature golf	Four (4) parking spaces for each golf hole, plus one (1) parking space per each employee based on the largest work shift, plus one (1) space per each one hundred (100) square feet devoted to accessory retail or amusement establishments.
21.	Mortuary, funeral service crematories	One (1) parking space for each fifty (50) square feet of floor area in parlors and assembly rooms.
22.	Nursing and convalescent homes, homes for the aged, sanitariums, rehabilitation centers	One (1) parking space for each three (3) patient beds, plus one (1) parking space for each two (2) employees and each two (2) staff doctors on the premises during the largest work shift.

23.	Office commercial use, general (to include, but not limited to) business, professional, office, post office, office park, research center.	Three and one-half (3.5) parking spaces for each one thousand (1000) square feet of gross floor area.
24.	Racquetball/tennis courts/club facilities:	One (1) parking space per employee, plus four (4) parking spaces per game court, plus one (1) parking space for each two hundred (200) square feet of the remaining floor area in the building devoted to retail activities.
25.	Restaurant:	
	a. Family	One (1) parking space per employee per largest work shift plus one (1) parking space for each four (4) customer seats.
	b. Fast food, with or without drive-through	One (1) parking space per employee per largest work shift plus one (1) parking space for each three (3) customer seats. Provided, however, in no case shall any such use provide less than five (5) parking spaces (also subject to the drive-through requirements of Section 2.12).
	c. Fast food, drive-through only (no seating)	One (1) parking space per employee per largest work shift plus a minimum of three (3) additional parking spaces (also subject to the drive- through requirements of Section 2.12).
26.	Taverns and night clubs	One (1) parking space per employee per largest work shift plus one (1) parking space for each seventy-five (75) square feet of gross floor area.
27.	Retail or service commercial uses -individual freestanding uses, including but not limited to bakeries; drugstores; beauty and barber shops; package liquor stores; laundromats; photo studios; jewelry; gift, appliance and similar stores; personal service shops	Three and one half (3.5) parking spaces for each one thousand (1000) square feet of gross leasable area shall be required for any individual, freestanding retail or service commercial use unless listed separately in this section, in which case the parking requirement noted for that specific use shall be utilized. Provided, however, that in no case shall any individual use provide less than five (5) parking spaces.
28.	Retail or service commercial uses - integrated centers (as defined in Sec. 2.16)	a. If the total gross leasable area of an integrated center is less than 400,000 square feet, four (4) parking spaces for each one thousand (1,000) square feet of gross leasable area shall be required, b. If the total gross leasable area of an integrated center is greater than 400,000 square feet, but less than 600,000 square feet, four and one half (4.5) parking spaces for each one thousand (1,000) square feet of gross leasable area shall be required, c. If the total gross leasable area of an integrated center is greater than 600,000 square feet, five (5) parking spaces for each one thousand (1,000) square feet of gross leasable area shall be required. Provided, however: (1) in no case shall any individual use provide less than five (5) parking spaces: and,

		(2) the following individual uses: grocery store/supermarket; theatres - motion picture or legitimate; bowling alley; or night club, shall provide parking spaces as required for the individual use by this section and such calculation shall be separate from the calculation of the gross leasable area calculation of the integrated center.
29.	Roller/ice skating rink	One (1) parking space for each two hundred (200) square feet of gross floor area in the building.
30.	Schools: business, technical, trade, and vocational:	One (1) parking space for each one vocational: hundred (100) square feet of gross floor area in the building, or one (1) parking space per each twenty-five (25) square feet of classrooms, whichever provides the greater number of spaces.
31.	Theaters: motion picture or legitimate	One (1) parking space for each three (3) seats.
32.	All uses permitted in the C-ID Commercial-Industrial District:	One (1) parking space for each two employees per largest work shift, plus five (5) customer spaces. Any floor area in the establishment devoted to retail sales shall require additional customer parking spaces in the amount specified elsewhere in this section for the type of retail sales involved.
33.	Uses not specified	For any Commercial District use not specified above, specific requirements shall be determined by the Administrator and shall be based upon requirements for similar uses, expected demand and traffic generated by the proposed use, and other information from appropriate traffic engineering and planning criteria.

L. Required parking spaces for the disabled. Every parking facility available to the public shall have parking spaces reserved for the use of physically handicapped persons, as defined in Section 2.16, according to the following schedule:

Total Required Number of Parking Spaces in Facility	Minimum Number of Reserved Spaces
0 to 25	1
26 to 50	2
51 to 75	3
76 to 100	4
101 to 150	5
151 to 200	6
201 to 300	7
301 to 400	8
401 to 500	9
501 to 1000	Two percent (2%) of the total number of parking spaces.
1001 and over	Twenty (20), plus one (1) for each one hundred (100) spaces over one thousand (1000).

Parking spaces reserved for the use of physically handicapped persons shall count towards the minimum number of off-street parking spaces required in Section 2.10, Table 2.10-A.

The dimensions of parking spaces reserved for the use of physically handicapped persons shall be those noted in Section 2.10, D, 2, b.

M. Parking reduction provision. The Administrator may authorize reductions, beyond those available in Section 2.10, C, up to ten percent (10%) of the maximum number of parking spaces required for (a) use(s) which require four hundred (400) or more parking spaces, if access is provided to public transportation.

Sec. 2.11~~0~~. Off-street loading regulations.

All ~~O~~off-street loading facilities accessory to uses in the Commercial Districts shall be provided and maintained in accordance with the following regulations.

~~1~~ A. Minimum loading area dimensions.

1. A required off-street loading space shall be at least twelve (12) feet in width by at least fifty-five (55) feet in length, exclusive of aisle and maneuvering space, and shall have a vertical clearance of at least fifteen (15) feet.

2. The interior access drives, interior access driveways, driveways, aisles, berths and vehicular circulation and maneuvering for loading areas shall be designed and constructed at not less than the recommended specifications contained in Architectural Graphic Standards, Eighth Edition, Ramsey/ Sleeper, John Wiley and Sons, Inc., New York, New York, (a copy of which is on file in the office of the Division of Neighborhood and Development Services and is hereby incorporated by reference and made a part hereof).

~~2~~ B. Access to and from ~~off-street~~ loading area .

~~a~~ 1. Each required off-street loading space shall open directly upon an aisle or driveway of such width and design as to provide safe and efficient means of vehicular access to such loading space.

~~b~~ 2. All off-street loading facilities shall be designed with appropriate means of vehicular access to a street or alley in such a manner as to minimize interference with traffic movement and to provide safe and efficient means of vehicular access.

~~3~~ C. Location and setback.

~~a~~ 1. All required off-street loading spaces shall be located on the same lot as the use served, and shall be ~~so~~ designed and located so that trucks shall not back from or into a public street or adjoining property.

~~b~~ 2. No open loading area or loading space shall be located in a ~~minimum~~ required minimum front, side or rear yard or a required transitional yard.

~~c. No loading space shall be located in a minimum required side or rear yard.~~

4 D. Screening. All ~~motor~~ vehicle loading spaces on any lot abutting a ~~residential~~ Protected District or separated by a~~n alley~~ public right-of-way from a ~~residential~~ Protected District shall be enclosed within a building or screened and landscaped in addition to ~~accordance with~~ the Commercial District's regulations for screening and landscaping transitional yards. Such screening and landscaping shall be installed as required in Section 2.13, G.

~~5~~ E. Use of loading area. Space allotted to off-street loading spaces and maneuvering area shall not be used to satisfy the off-street parking space requirements.

~~6~~ F. Surface of loading area.

~~a~~ 1. ~~Open and enclosed loading areas:~~ Off-street loading spaces may be open to the sky, covered or enclosed in a building. In any instance where a building is constructed or used for loading, it shall be treated as any other ~~major~~ structure and subject to all ~~requirements thereof~~ use and development standards of the applicable Commercial Districts in addition to these requirements contained herein.

~~b~~ 2. All ~~open off-street~~ loading areas shall be hardsurfaced ~~paved with concrete, or improved with a compacted macadam base, and surfaced with an asphaltic pavement~~ to adequately provide a durable and dust free surface. A gravel surface may be used for a temporary period not exceeding one (1) year after commencement of the use for which the loading areas is provided, where ground and weather

conditions are not immediately suitable for permanent surfacing as specified above. ~~which shall be maintained in good condition and free of weeds, dirt, trash and debris except that:~~

~~A gravel surface may be used for a period not exceeding one (1) year after the loading area is opened for use where ground conditions are not immediately suitable for permanent surfacing as specified above.~~

~~c~~ 3. The surface shall be graded, constructed and drained in such a manner that there will be no detrimental flow of water onto ~~adjacent properties or public~~ sidewalks.

~~d~~ G. Lighting of loading area. When lighting facilities are used to illuminate a loading area, the lighting equipment shall be located, shielded and directed so that the lighting distribution is confined to the area to be lighted. Objectionable light onto adjacent properties and streets shall be avoided to prevent direct glare or disability glare.

H. Amount of loading area required. Off-street loading space shall be provided and maintained in accordance with the following minimum requirements:

~~a~~ 1. For each retail store, planned shopping center or commercial establishment, having an aggregate gross floor area of:

	a.	Under 10,000 square feet:	No loading space
~~(1)~~	b.	Over 10,000 square feet but not over 25,000 square feet:	One (1) loading space
~~(2)~~	c.	Over 25,000 square feet but not over 60,000 square feet:	Two (2) loading spaces
~~(3)~~	d.	Over 60,000 square feet but not over but not over 120,000 square feet:	Three (3) loading spaces
~~(4)~~	e.	Over 120,000 square feet but not over but not over 200,000 square feet:	Four (4) loading spaces
~~(5)~~	f.	Over 200,000 square feet but not over 290,000 square feet:	Five (5) loading spaces
~~(6)~~	g.	For each additional 90,000 square feet exceeding 290,000 square feet or fraction thereof:	One (1) additional loading space

~~b~~ 2. For each auditorium, hotel, apartment, ~~hotel,~~ office building or similar use, having an aggregate gross floor area of:

~~(1)~~	a.	Under 10,000 square feet:	~~n~~No loading space
~~(2)~~	b.	Over 10,000 square feet but not over 40,000 square feet:	One (1) loading space
~~(3)~~	c.	For each additional 60,000 square feet exceeding 40,000 square feet or fraction thereof:	One (1) additional loading space

~~c.~~ 3. For any ~~wholesale, warehouse, distributor, storage or transfer establishment; heavy commercial use such as contractor, custom fabrication, crating and packaging, tire recapping, testing laboratories, lumber or coal yard; or similar~~ C-ID District use, having aggregate gross floor area of:

~~(1)~~	a.	~~From 0 to~~ Under 40,000 square feet:	One (1) loading space
~~(2)~~	b.	Over 40,000 square feet but not over ~~2~~100,000 square feet:	Two (2) loading spaces

~~(3)~~	c.	Over 100,000 square feet but not over 200,000 square feet:	Three (3) loading spaces
~~(4)~~	d.	For each additional 200,000 square feet exceeding 200,000 square feet, or fraction thereof:	One (1) additional loading space

~~d~~ 4. For any Commercial District use not specified above, the off-street loading requirements for ~~off-street loading for~~ a specified use to which said use is most similar shall apply.

Sec. 2.12. Drive-through off-street stacking space regulations.

A. General provisions. The purpose of off-street stacking space regulations is to promote public safety by alleviating on-site and off-site traffic congestion from the operation of a facility which utilizes a drive-through service unit.

Any use having a drive-through service unit shall provide the required off-street stacking area on-site to minimize off-site traffic congestion while waiting for service.

Each drive-through service unit shall provide stacking spaces as follows:

1. Each stacking space shall be not less than eight and one-half (8 1/2) feet in width and seventeen and one-half (17½) feet in length, with additional space for necessary turning and maneuvering.

2. The area required for stacking spaces shall be exclusive of and in addition to any required parking space, loading space, driveway, aisle and required yard, unless specifically noted.

3. A parking space at any component of a drive-through service unit, (window, menu board, order station, or service bay) shall be considered to be a stacking space.

4. An area reserved for stacking spaces shall not double as a circulation driveway or maneuvering area.

5. Sites with stacking spaces shall include an exclusive bypass aisle, driveway or other circulation area in the parking lot design to allow vehicles to bypass the stacking area.

6. A drive-through service unit may project up to one (1) foot into the stacking area.

7. A drive-through service unit shall not be permitted on the side or rear of a building, or within the side or rear yard of a building, which abuts a Protected District unless the side or rear setback of each component of a service unit is located more than one hundred (100) feet from the Protected District.

8. Drive-through service units may contain more than one component part. Service units may contain such components as menu board(s), pay windows, and food/service pickup windows. To determine the number of off-street stacking spaces located before a service unit, the final component of the service unit shall be used in determining the location of the required off-street stacking spaces. In the case of car washes, the final component of a service unit is the entrance to the car wash building itself.

B. Site plan submission. All required off-street stacking spaces and circulation pattern(s) shall be demonstrated on the site plan that is submitted at the time of filing for an Improvement Location Permit.

The submitted site plan shall also delineate:

1. all existing and proposed points of ingress and egress, circulation and maneuvering areas, off-street parking and loading areas; and,

2. separately tabulate the number of required off-street parking, loading, and stacking spaces in a conspicuous place on the plan for easy reference.

Prior to obtaining an Improvement Location Permit, the site plan shall be forwarded to the Department of Transportation for its review and comment.

C. Required stacking spaces.

1. *Bank (including ATM's).* Six (6) spaces before the final component of each service unit; one (1) space after each service unit.

2. *Drive-in theatre.* Before the ticket service window or area,stacking space shall be equal to twenty percent (20%) of the total off-street parking capacity of the theatre. The inbound reservoir area shall not connect or conflict in any way with exit driveways.

3. *Car washes.*

   a. Self-service or hand wash. Three (3) spaces before the final component of each service unit; two (2) spaces at the exit of each unit.

   b. Semi- or fully automatic. Twenty (20) spaces before the final component of each service unit; six (6) spaces at the exit of each unit. Spaces reserved for vacuuming or drying of automobiles may count in the exit stacking figure. parking spaces not required for off-street parking spaces may be utilized for the stacking space calculation.

4. *Restaurants.* Number of drive-through service units.

   a. One (1). Six (6) spaces before the final component of the service unit; two (2) spaces at the exit of the unit.

   b. Two (2). Eight (8) spaces before the final component of each service unit; two (2) spaces at the exit of each unit.

   For each additional drive-through service unit. Four (4) spaces before the final component of each additional service unit and one (1) space at the exit of each unit.

5. *All other facilities utilizing a drive-through service unit.* Including, but not limited to laundry and dry cleaning stations, photo drop off/pick-up stations, automobile oil change or lubrication facilities: Three (3) spaces before the final component of the service unit; one (1) space at the exit of each service unit.

Sec. 2.13 Special regulations.

A. Minimum front setback lines and front yards. Front setbacks, having a minimum depth in accordance with the following setback standards, shall be provided along all public and private street right-of-way lines, and the minimum required building setback lines shall be as follows:

1. No part of any building shall be built closer to the proposed right-of-way lines of the following streets than:

   a. Ten (10) feet from the proposed right-of-way or seventy (70) feet from the center line, whichever is greater--Expressway, Freeway, Primary Arterial Parkway, Secondary Arterial: (as designated on the Official Thoroughfare Plan for Marion County, Indiana), adopted March 6, 1993)

   b. Ten (10) feet from the proposed right-of-way--Collector Street, Local Street, Marginal Access Street (including Marginal Access Streets with a coinciding right-of-way boundary immediately paralleling either a Federal Interstate Highway route or any thoroughfare), Cul-de-Sac or any private street.

   Subject to the following:

   a. Any required front transitional yard shall have a minimum depth of twenty (20) feet, rather than ten (10) feet. However, there shall be no transitional yard requirement for Expressways, Freeways or Primary Arterials, which shall only be required to provide the required front yard setback of ten (10) feet.

   b. The required front yard and setback shall be located outside of and adjacent to the proposed right-of-way line of the street while paralleling and extending the full length of such right-of-way line, except when interrupted by driveway(s).

c. The uses of required front yards and required front transitional yards shall be those permitted in the provisions of the Use of Required Yards and Required Transitional Yards sections of the applicable Commercial Zoning District.

d. Canopies, eaves, cornices or other laterally-supported extensions may extend a maximum of four (4) feet into a required front yard.

e. In the case where a proposed right-of-way line does not exist, as determined by the Official Thoroughfare Plan for Marion County, Indiana, (officially adopted March 6, 1991), or where the existing right-of-way is greater, the existing right-of-way line shall be used for the setback measurement.

2. No part of any structure, including parking areas, parking spaces, interior access drives, and interior access driveways, shall be built closer than twenty (20) feet to the right-of- way line of a Federal Interstate Highway route.

3. Structures, including parking areas, parking spaces, interior access drives and interior access driveways may be located within the front setback in an area designated as proposed right-of-way under the following provisions:

a. Streets not designated as a priority in the Official Thoroughfare Plan for Marion County, adopted March 6, 1991.

A required landscape strip shall be provided, measured from the existing right-of-way, and shall have a minimum depth of ten (10) feet. The required landscape strip shall be located outside of and adjacent to the existing right-of-way line of the street while paralleling and extending the full length of such right-of-way, except when interrupted by driveway(s).

b. Streets designated as a priority in the Official Thoroughfare Plan for Marion County, adopted March 6, 1991.

A required landscape strip shall be provided, measured from the existing right-of-way, and shall have a minimum depth of ten (10) feet. The required landscape strip shall be located outside of and adjacent to the existing right-of-way line of the street while paralleling and extending the full length of such right-of-way line, except when interrupted by driveway(s).

In addition, sufficient off-street parking shall be provided on the outside of the proposed right-of-way so that the applicable off-street parking requirements for the use(s) are met.

In addition, if the Department of Transportation would acquire the proposed right-of-way for thoroughfare development or expansion, the Department of Transportation shall have no obligation to pay for any structure located within the proposed right-of-way.

In the event of dedication of right-of-way as a result of rezoning or other methods for both non-priority and priority streets, such dedication shall not alleviate the right to use the right-of-way in the manner provided above, until such time as the Department of Transportation determines that the additional right-of-way is needed for widening.

B. Integrated shopping center or complex - plan requirements for improvement location permit issuance: Prior to Improvement Location Permit issuance for any building or structure within an integrated shopping center or complex, three copies of the site plans and landscape plans for the entire integrated center shall be on file with the Department of Metropolitan Development.

C. Street requirements:

1. Clear sight triangular area. The following provisions shall apply to all streets, whether public or private:

All landscape plantings, structural barriers, shrubs, trees, structures or other objects, temporary or permanent, shall permit completely unobstructed vision within a clear sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets, drives, or

driveways. A clear sight triangular area shall be established as one of the following, (See Section 2.16, Diagram E):

a. On a corner lot, the clear sight triangular area is formed by the street right-of-way lines, the pavement edge of the drives or driveways and the line connecting points twenty- five (25) feet from the intersection of such street right- of-way lines and pavement edge lines; or in the case of a round or cut property corner, from the intersection of the street right-of-way lines and pavement edge lines extended; or,

b. On a lot adjacent to an at-grade railroad crossing, the clear sight triangular area is formed by the lot line coterminous with the railroad right-of-way, the street right-of-way line or pavement edge line, and the line connecting points twenty-five (25) feet from the intersection of such lines; or,

c. On a lot which has a driveway, abuts an alley or which is next to a lot which has a driveway, the two clear sight triangular areas are formed by the street right-of-way line, both sides of either the alley right-of-way or of the surface edge of the driveway, and the line connecting points ten (10) feet from the intersection of the street right-of-way line and driveway or alley lines extended.

2. Requirements for Public Streets.

a. All public streets shall be dedicated to the public, accepted for public maintenance by the Department of Transportation, and improved and constructed in accordance with the standards required by the Indianapolis Department of Transportation Standards for Street and Bridge Design and Construction, or as approved by the Director of the Department of Transportation.

b. The right-of-way of any streets within an integrated center which is indicated on the Official Thoroughfare Plan for Marion County, Indiana, or which has been required by zoning, variance, or platting commitment, condition or covenant to be developed as public streets, is to be constructed to specific standards based upon their proposed functional classification and shall be dedicated to the public, or the right-of-way thereof shall be reserved for the future.

3. Requirements for Private Streets, Driveways, Interior Access Driveways and Interior Access Drives:

a. All private streets, driveways, interior access driveways and interior access drives shall meet the minimum standards for construction, materials for use in construction, and design as specified by the "Standard Specifications", Indiana Department of Transportation (8-17-1-39), 1988 Edition, the Indiana Department of Transportation Supplemental Specifications, and the Indianapolis Department of Transportation (IDOT) Standards for Street and Bridge Design and Construction. In the event DOT specifications conflict with the Indiana Department of Transportation Standard Specifications, the most stringent specifications shall govern.

The "Standard Specifications" of the Indiana Department of Transportation (IDOT) are incorporated into this ordinance by reference. Two copies of the "Standard Specifications" are on file and available for public inspection in the office of the Division of Neighborhood and Development Services.

Provided, however, that the standard specifications incorporated into this ordinance shall be modified as follows:

Private interior streets, private interior access drives and private interior access driveways shall have a minimum width, including gutters, curbing, and off-street parallel parking spaces, if provided, of:

One-way, no parking - twelve (12) feet
One-way, parallel parking on one side of the street only - twenty (20) feet
Two-way, no parking - twenty (20) feet
Two-way, parallel parking on one side of the street only - twenty-seven (27) feet
Two-way, parallel parking on both sides of the street - thirty-six (36) feet

b. Private streets, interior access drives and interior access driveways shall be privately maintained (not by governmental agencies) in good condition and free of chuckholes, standing water, weeds, dirt, trash and debris.

c. Interior access drives and driveways shall be designed and maintained with sufficient width to provide for the passage of emergency vehicles at all times.

d. Private streets, interior access drives and interior access driveways within any Commercial Zoning District may be used to provide ingress and egress to any other Commercial Zoning District and to any other zoning district having a less intense use which would include all Protected Districts.

D. Requirements for recycling operations and containers:

1. Requirements for recycling center operations. Materials permitted for collection at neighborhood recycling collection points and recycling stations as defined in Section 2.16, located within a C-3, C-3C or C-4 Commercial District shall include the following:

aluminum cans	tin and metal cans
plastics	glass containers
paper products	

In addition to the materials listed above, other household scrap and minor automobile parts made of aluminum, brass, copper, or steel may also be collected at these facilities in the C-3, C-3C and C-4 Commercial Districts. However, all materials collected for delivery to the recycling facilities in the C-3, C-3C and C-4 Commercial Districts shall be in amounts that allow delivery by vehicles which do not exceed a maximum load capacity of three-quarters of a ton. All deliveries that necessitate the use of vehicles in excess of this size shall be required to deliver the recyclable materials to a more intensive recycling facility. This restriction is intended to protect the community character of the C-3, C-3C and C-4 Commercial Districts and minimize traffic created by larger hauling vehicles.

In the C-3, C-3C and C-4 Commercial Districts, those collection points and recycling stations that utilize a trailer as its primary structure shall be limited to one trailer per site. The facility shall be manned during all hours of operation and located during off hours. In addition to these requirements, the requirements for recycling containers (as specified in 2.13, D, 2) shall also apply to trailer facilities.

In addition to those requirements outlined for recycling activities in the C-3, C-3C, and C-4 Districts, recycling activities permitted within the C-5, C-6, C-7 and C-ID Commercial Districts shall also be within a completely enclosed structure and may include the crushing or compacting of the recyclable materials in order to facilitate their handling and transport. This processing step is considered to be an incidental aspect of a recycling operation, rather than a characteristic of the use itself.

2. Requirements for recycling containers. Recycling containers as defined in Section 2.16 shall be subject to the following requirements:

a. The use or structure shall not be located within any required yard or required transitional yard or within any street right-of-way and shall meet the minimum setback requirements of the district.

b. When the structure is an accessory use located in the parking area of the primary use, the structure shall be located completely within a striped off-street parking space(s) on the site and shall not be within a drive or maneuvering area.

c. A minimum of three (3) off-street parking spaces shall be provided on site. These off-street parking spaces are in addition to the required parking provided for the primary use. A suitable maneuvering area for access and turning shall also be provided as specified in Architectural Graphic Standards, Eighth Edition, Ramsey/Sleeper John Wiley and Sons, Inc., New York, New York.

d. All recyclable material shall be stored within a recycling container and the surrounding lot area shall be maintained free of litter and debris on a daily basis.

e. The recycling containers shall be clearly marked to identify the type of material which may be deposited; and the name and telephone number of the operator and the hours of operation, and shall display a notice stating that no material shall be left outside the recycling containers.

f. The recycling container shall not reduce the amount of any required landscaping as provided by this ordinance for the primary or accessory use.

g. The recycling containers shall be emptied or exchanged with a new container at or before the time the existing container becomes completely filled.

h. The recycling container shall not be located within one hundred (100) feet, measured in any direction, of a Dwelling District. The measurement shall be taken from the exterior of the container to the zoning boundary of the Dwelling District except when such container is separated from said Dwelling District by an intervening street (see Section 2.16, Diagram J).

i. Recycling containers are prohibited as accessory structures on lots of less than ten thousand (10,000) square feet in area. Recycling containers shall be permitted as accessory uses on lots of ten thousand (10,000) square feet in area or greater provided that the combined total square footage utilized for recycling containers on the lot does not exceed one half (1/2) of one (1) percent of the total gross square footage of the lot.

j. An Improvement Location Permit shall be obtained prior to the placement of the recycling container on the commercial lot.

E. Requirements for temporary use structures or buildings: Temporary use structures shall be permitted in all Commercial Districts, under a temporary Improvement Location Permit issued by the Administrator subject to the temporary use requirements specified below:

1. Temporary use structures or buildings shall comply with all setback requirements for a primary building on the site.

2. Any floodlights or other lighting shall be directed upon the premises and shall not be detrimental to adjacent properties.

3. A temporary Improvement Location Permit for a temporary use structure shall be valid for a maximum of eighteen (18) months. An extension of time, not to exceed one hundred- eighty (180) days, may be granted by the Administrator for good cause shown. Said request for extension must be filed with the Administrator prior to the termination date of the temporary Improvement Location Permit.

4. All structures, buildings, appurtenances, or debris associated with the temporary use structure shall be removed from the site immediately upon completion or cessation of the temporary use.

F. Requirements for temporary seasonal retail sales uses:

1. The use or structure must comply with all setback requirements for a primary building on the site.

2. A minimum of three (3) off-street parking spaces shall be provided on site for the temporary seasonal retail sales use.

   The location of the temporary seasonal retail sales use and its required minimum reservation of off-street parking spaces shall not utilize any required off-street parking spaces for the primary/permanent use of the site.

3. The location of the temporary seasonal retail sales use, and any structure associated with such use, shall be completely within a striped, off-street parking space(s) for the primary/permanent use on the site and shall not be located within a drive or maneuvering area for that primary/ permanent use.

4. Final site plans, showing the location of the temporary seasonal retail sales use within the site, shall be subject to Administrator's review and approval prior to the issuance of an Improvement Location Permit.

5. Signs for the temporary seasonal retail sales shall comply with the regulations regarding wall signs within integrated centers contained in the Sign Regulations of Marion County, Indiana (71-AO-4, as amended).

G. Landscaping, screening, and grounds maintenance. Subject to the allowed uses in required yards, landscaping, screening and grounds maintenance shall be provided and maintained, for all development in all Commercial Districts in accordance with the following regulations:

1. Landscaping and screening in required yards.

a. All required yards shall be landscaped. The landscaping of these yards shall, at a minimum, consist of a combination of living vegetation, such as, trees and shrubs as specified in Section 2.13, G, 1, b, and c, and grasses or ground cover materials, planted or transplanted and maintained, or preserved as existing natural vegetation areas (e.g. woods or thickets). Loose stone, rock or gravel may be used as a landscaping accent, but shall not exceed twenty percent (20%) of the area of the required yard in which it is used.

b. Landscaping and screening of the required front yard shall be provided and maintained according to the following minimum standards:

(1) Landscaping in the required front yard shall consist of trees planted in accordance with one of the two following alternatives:

i. If deciduous shade (overstory) trees are used:

There shall be one (1) tree planted at a maximum of every forty (40) feet on center of linear distance along all required front yards.

These required trees may be grouped together in the required front yard, however, in no case shall spacing between the trees exceed eighty (80) feet (Refer to Section 2.16, Diagram F); or,

ii. If deciduous ornamental (understory) trees are used:

There shall be one (1) tree planted at a maximum of every twenty-five (25) feet on center of linear distance along the required front yard.

These required trees may be grouped together in the required front yard, however, in no case shall spacing between the trees exceed fifty (50) feet. (Refer to Section 2.16, Diagram F)

Deciduous shade trees and deciduous ornamental trees may be grouped together in the required yards, however, in no case shall spacing between a deciduous shade tree and a deciduous ornamental tree exceed fifty (50) feet.

(2) Screening in the required front yard of the project may include:

i. Wall or fence - an ornamental, decorative fence or masonry wall, not more than forty-two (42) inches in height if solid, or six (6) feet if the sight barrier is less than fifty percent (50%), may be used in conjunction with the required landscaping; or,

ii. Berm - an earthen berm may be used in conjunction with the required landscaping. It shall be a maximum height of forty-two (42) inches, have a minimum crown width of two (2) feet, a side slope of no greater than three to one (3:1), and shall be planted and covered with live vegetation (a retaining wall may be used on one side of the berm in lieu of a side slope, if desired); or,

iii. Plant Material Screen - a compact hedge of evergreen or densely twigged deciduous shrubs may be used in conjunction with the required landscaping.

Provided, however, for all parking areas between the building line, as extended, and the street, there shall be provided and maintained along the front line of the parking area, a screen of a minimum height of thirty- six (36) inches along a minimum of seventy-five percent (75%) of the linear distance of the parking area (excluding the linear width of driveways) with a solid wall, solid fence, berm, or plant material screen. In addition, no linear open space between the above noted screening techniques shall be greater than thirty (30) feet.

The ground area between such wall, fence, berm, or plant material screen and the front proposed right-of- way line shall be planted and maintained in grass or other suitable ground cover.

A minimum of half of the required trees shall also be planted between the proposed right-of-way and the wall, fence, berm, or plant material screen.

c. Landscaping and screening in the required side and rear yards shall be provided and maintained according to the following minimum standards:

(1) Landscaping in the required side and rear yards shall consist of trees planted in accordance with one of the two following alternatives:

i. If deciduous shade (overstory) trees are used:

There shall be one (1) tree planted at a maximum of every sixty (60) feet on center of linear distance along all required side and rear yards.

These required trees may be grouped together in the required side and rear yards, however, in no case shall spacing between the trees exceed eighty (80) feet (Refer to Section 2.16, Diagram F); or,

ii. If deciduous ornamental (understory) trees are used:

There shall be one (1) tree planted at a maximum of every forty (40) feet on center of linear distance along all required side and rear yards.

These required trees may be grouped together in the required side and rear yards, however, in no case shall spacing between the trees exceed fifty (50) feet. (Refer to Section 2.16, Diagram F)

Deciduous shade trees and deciduous ornamental trees may be grouped together in the required yards, however, in no case shall spacing between a deciduous shade tree and a deciduous ornamental tree exceed fifty (50) feet.

(2) Screening in the required side and rear yard of the project may include:

i. Wall or fence - an ornamental, decorative fence or masonry wall up to a maximum height of ten (10) feet may be used in conjunction with the required landscaping, or

ii. Berm - an earthen berm may be used in conjunction with the required landscaping. It shall have a maximum height of ten (10) feet, have a minimum crown width of two (2) feet, a side slope of no greater than three to one (3:1), and shall be planted and covered with live vegetation, or

iii. Plant Material Screen - a compact hedge of evergreen or densely twigged deciduous shrubs may be used in conjunction with the required landscaping.

d. All landscape plantings, architectural screens (fences, walls), shrubs, trees, structures or other objects shall permit completely unobstructed vision within a clear sight triangular area as noted in Section 2.13, C.

e. No architectural screen fronting upon or abutting a Protected District shall be electrified with the intent of providing for an electrical shock if touched.

f. Barbed wire, razor wire and similar type wires shall not be permitted within the front yard setback, or in front of any existing building in the C-1, C-2, C-3, C-3C, C-4, C-5, or C-6 Commercial Districts.

g. The minimum size of all required landscape plant materials, at the time of planting, including substituting or replacement trees and shrubs, shall be as follows:

(1) Deciduous shade (overstory) trees - two and one-half (2 1/2) inch caliper at six (6) inches above the ground.

(2) Deciduous ornamental (understory) trees - one and one-half (1 1/2) inch caliper at six (6) inches above the ground.

(3) Multi-stemmed trees - eight (8) feet in height.

(4) Evergreen trees - five to six (5-6) feet in height.

(5) Deciduous or evergreen shrubs - twenty-four (24) inches in height. Shrubs are to be planted at a maximum of four (4) feet on center of linear distance along the required yard.

Except, however, shrubs used to screen parking in front of the building facade of an automotive dealership (new, used, or rental) shall be eighteen (18) inches in height.

h. All trees and shrubs shall be planted or transplanted in accordance with the standards contained in American Standard for Nursery Stock, copyrighted in 1986 by the American Association of Nurserymen and approved May 2, 1986 by the American National Standards Institute, Inc. (a copy of which is on file in the office of the Division of Neighborhood and Development Services and is hereby incorporated by reference and made a part hereof). All trees and shrubs shall be mulched and maintained to give a clean and weed-free appearance.

i. In computing the number of trees to be planted in a required yard or a required transitional yard, a fraction of one-half (1/2) or greater shall be rounded up to count as an additional tree.

j. Existing trees may fulfill the requirements for tree planting in required yards or required transitional yards so long as the standards specified for required yards (Section 2.13, G, 2, b or c) or required transitional yards (Section 2.13, G, 3, b or c) are met.

k. The removal from any minimum required yard or any minimum required transitional yard of any existing live deciduous tree over four (4) inch caliper measured at four and one- half (4 1/2) feet above ground or of any existing shrub or evergreen tree over six (6) feet in height shall be prohibited except to facilitate the placement of utilities or to provide for necessary easements or drainage improvements. Removal of said tree(s) shall require the replanting of replacement tree(s) so that the total number of trees replanted equals the total number of trees removed. Replacement trees shall be of the same species as those trees removed unless approved otherwise by the Administrator. Replanting of these replacement trees shall occur within six (6) months of removal, or the next planting season, whichever occurs first.

l. All existing trees which are to be preserved shall be maintained without injury and with sufficient area for the root system to sustain the tree. Protective care and physical restraint barriers at the drip line, such as temporary protective fencing, shall be provided to prevent alteration, compaction or increased depth of the soil in the root system area prior to and during groundwork and construction. Heavy equipment traffic and the storage of construction equipment or materials shall not occur within the drip line of the tree.

2. Landscaping and screening of required transitional yards. Landscaping and screening of yards fronting upon or abutting a Protected District shall be provided and maintained, for all development in all Commercial Districts in accordance with the following regulations in addition to Section 2.13, G, 1 d-k.

a. All required transitional yards shall be landscaped. The landscaping of these yards shall, at a minimum, consist of a combination of living vegetation such as trees, shrubs or hedges, and grasses or ground cover as specified in Section 2.13, G, 2, b and c, planted or transplanted and

maintained, or preserved as existing natural vegetation areas (e.g. woods or thickets). Loose stone, rock or gravel may be used as a landscaping accent, but shall not exceed twenty percent (20%) of the area of the required yard in which it is used.

b. Landscaping and screening of required front transitional yards shall be provided and maintained according to the following minimum standards:

(1) Landscaping in front transitional yards shall consist of trees planted in accordance with the standards specified for required front yards. See Section 2.13, G, 1, b, (1).

(2) Screening in front transitional yards shall be provided in an open pattern to partially screen the commercial use.

Provided, however, for any parking areas between the building line, as extended, and the street, there shall be provided and maintained along the front line of the parking area, a buffer screen of a minimum of one of the following:

i. Architectural Screen - a wall or fence of ornamental block, brick, solid wood fencing or combination thereof. Said wall or fence shall be a maximum of forty-two (42) inches and a minimum of thirty-six (36) inches in height and shall be so constructed to such minimum height to restrict any view therethrough; or,

ii. Berm - an earthen berm shall be a maximum height of forty-two (42) inches and a minimum height of thirty-six (36) inches, a minimum crown width of two (2) feet , a side slope of no greater than three to one (3:1), and shall be planted and covered with live vegetation (a retaining wall may be used on one side of the berm in lieu of a side slope, if desired).

Exception: The earthen berm may be combined with shrubs to attain the minimum height of thirty-six (36) inches.

iii. Plant Material Screen - a compact hedge of evergreen or densely twigged deciduous shrubs. Such shrubs shall attain a minimum height of thirty-six (36) inches at maturity; and,

The ground area between such wall, fence, berm, or hedge and the front right-of-way line shall be planted and maintained in grass or other suitable ground cover. A minimum of half of the required trees shall also be planted between the proposed right-of-way and the wall, fence, berm, or hedge.

c. Required side and rear transitional yards shall be landscaped and have an effective screening of the commercial use.

(1) Landscaping and screening in required side and rear transitional yards using a solid wall or solid fence shall be provided and maintained according to the following minimum standards:

i. Landscaping standards for required side or rear transitional yards using a solid wall or fence.

Trees shall be planted along all side and rear transitional yards according to the standards specified for tree planting in front required yards. See Section 2.13, G, 2, b, (1).

ii. Screening standards for required side and rear transitional yards using a solid wall or fence:

(a) The finished side of the fence shall face the Protected District. Said fence or wall shall be constructed to a height of not less than six (6) feet and no more than ten (10) feet.

(b) A berm may be used in place of a solid wall or fence so long as the berm is a minimum of six (6) feet in height to a maximum of ten (10) feet, has a minimum

crown width of two (2) feet, a side slope no greater than three to one (3:1), and shall be planted and covered in live vegetation.

Exception: The earthen berm may be combined with shrubs to attain the minimum height of six (6) feet.

(2) Landscaping and screening in the required side and rear transitional yards, if a solid wall or solid fence is not used, shall be provided and maintained according to one of the following minimum standards:

i. A combination of trees and shrubs:

(a) Trees - trees shall be planted in accordance with the standards specified for required front yards (see Section 2.13 G, 2, b); and,

(b) Shrubs - shrubs shall be planted so that one- hundred percent (100%) of the linear distance of the required transitional yard is screened. Shrubs shall be planted at a maximum of four (4) feet on center of linear distance along the required transitional yard.

The shrubs shall have a minimum ultimate height of six (6) feet and shall be either evergreen or densely twigged deciduous shrubs: or,

ii. Low branching and densely twigged deciduous ornamental trees shall be planted to maintain a spacing of twelve and one-half (12 1/2) feet on center; or,

iii. Densely branched evergreen trees shall be planted to maintain a spacing of twelve and one-half (12 1/2) feet on center; or,

iv. A combination of i, ii, or iii to be maintained so that one-hundred percent (100%) of the linear distance shall be screened.

Exception: Existing trees and shrubs may be used to screen commercial uses. However, required transitional yards must be supplemented where sparsely vegetated to maintain a dense visual barrier to a height of six (6) feet.

(3) Landscaping and screening in the required side and rear transitional yards may be achieved by combining elements from (1) and (2) of this subsection, so long as the minimum standards set forth for that element utilized is satisfied.

3. Additional landscaping requirements - interior of parking lots. The purpose of interior landscaping is to help reduce glare and heat buildup; to promote interior islands for pedestrian safety and traffic separation; to visually break up large expanses of pavement; and to reduce surface runoff.

The interior of any parking lot shall be landscaped based on the following minimum standards:

Total Number of Parking Spaces	Required Interior Landscape Area
Less than 100 spaces required	None required
100 or more spaces required	Minimum 15 square feet per parking space

a. The minimum size of a required interior landscaping area shall be one hundred and eight (108) square feet. No planting area shall be less than six (6) feet in dimension, measured from the inside of the permanent barrier to inside of permanent barrier, except those portions created by turning radii or angles of parking spaces (Refer to Section 2.16, Diagram G)

b. Required interior landscaped areas shall be in-ground and not placed upon a pavement surface.

c. A permanent barrier, such as curbing or wheel stops, shall enclose each interior landscaped area so as to minimize damage from vehicles, pedestrians and improve parking lot maintenance.

d. For each twenty (20) parking spaces or fraction thereof, one (1) tree shall be provided.

Trees located at the end of a parking bay shall be deciduous shade (overstory) or deciduous ornamental (understory).

Trees located in any other portion of the interior landscaped area may be deciduous shade (overstory), deciduous ornamental (understory) or evergreen.

The minimum size for trees shall be:

two and one-half (2 1/2) inch caliper at six (6) inches above the ground at time of planting (deciduous shade [overstory]).

one and one-half (1 1/2) inch caliper at six (6) inches above the ground at the time of planting (deciduous ornamental [understory]).

five to six (5-6) feet in height at the time of planting (evergreen trees).

e. Each tree shall be a minimum of two and one half (2 1/2) feet away from the outside of any permanent barrier of a landscaped area or edge of the parking area.

f. Hardy ground cover or grasses shall be planted to cover each interior landscaped area completely within three (3) years. All ground cover shall have a mature height of not more than two and one-half (2 1/2) feet.

g. Space devoted to required interior landscaped areas shall be in addition to any required front, side or rear yard or required front, side or rear transitional yard.

h. Fifty percent (50%) of the required interior landscaped areas shall be installed at the end of parking bays (Refer to Section 2.16, Diagram G). The balance of the required interior landscaped area may be installed anywhere on the lot outside of the required front, side or rear yard or required front, side or rear transitional yard.

Exceptions to Interior Parking Lot Landscaping

(1) The requirements of this subsection shall not apply to parking garages or parking decks.

(2) The requirements of this subsection shall not apply to the parking lots of commercial developments, legally established prior to the adoption of Ordinance 92-AO-4, unless there is additional square footage added to the development that is equal to or in excess of fifteen percent (15%) of the development, in which case the additional parking that would be required shall meet the requirements of this Section for the additional square footage, but the existing parking would not be subject to these landscaping requirements.

4. Landscape plan requirements. A landscape plan shall:

a. be drawn on a copy of the site plan (or a simplified scale drawing thereof) and show exact locations and outline of all rights-of-way (both existing and proposed by the official Thoroughfare Plan for Marion County), structures, buildings, sidewalks and pedestrian ways, streets, trash enclosures, project access and interior access drives and driveways, individual and project storage, permanent lighting fixtures, signs, benches, screens, walls, fences, natural vegetation areas, open space, recreational areas, transitional yards, adjacent property zones, and all underground and overhead lines within areas to be landscaped (with depths or heights indicated at intervals where lines change direction or where terminals or connections are provided);

b. show dimensioned detailed elevation or section drawings of walls and fences;

c. show all existing elevations and proposed land contour lines having at least two (2) foot intervals;

d. show location and nature of existing and proposed drainage systems and their flow;

e. include a tree survey of required yards or required transitional yards indicating the exact location of existing trees over four (4) inch caliper at four and one-half (4 1/2) feet above the ground and all flowering trees, shrubs and evergreens over six (6) feet in height;

f. include the exact location of any existing tree two and one-half (2 1/2) inch caliper or greater at four and one- half (4 1/2) feet above the ground which will be counted as a required tree. Said trees, shrubs and evergreens shall be accurately labeled in the tree survey with species and caliper size indicated as either existing to remain or existing to be removed or transplanted.

g. show all proposed planting by labeling the species, size, and spacing (on center).

5. Grounds maintenance. The project owner or management shall:

a. Maintain the landscaping by keeping lawns mowed, all plants maintained as disease-free, and planting beds groomed, except in naturally occurring vegetation areas, such as thickets; and,

b. Replace any required planting(s), which are removed or die after the date of planting. Such replacement shall occur during the next planting season.

6. Administrator approval of alternate plans. The Administrator, upon request by the applicant, shall have the power to modify any landscape requirements and approve alternatives for those requirements as long as the alternative plan is appropriate for the site and its surrounding and is compatible and consistent with the intent of the stated standards. Such modification shall be noted on the alternative landscape plan, stamped approved by the Administrator and become a part of the file and requirements for the Improvement Location Permit.

H. Appeal. In all sections of this ordinance where the Administrator is given the authority of discretionary approval of plans and specifications, or the method or manner of qualification, or any other similar authority, any party of interest shall have the right to bring such action by the Administrator before the Metropolitan Development Commission for its review and approval or disapproval.

I. Application of Sec. 2.13. Sec. 2.13 shall be applicable to all Commercial Districts.

Sec. 2.14. Special exception provisions.

Statement of purpose. Because of the exceptional land use characteristics and locational impacts of certain commercial uses which, if inappropriately located within Commercial Zoning Districts, may have a deleterious effect upon other land uses and values within the County, it is recognized that the further classification, sub-classification or subdivision and regulation of such uses is essential in order to preserve property values, as well as to promote the public health, safety, comfort, morals, convenience and general welfare within Marion County.

A. Uses permitted by special exception. The following uses shall be permitted in the applicable commercial zoning districts only upon the grant of a Special Exception by the Board of Zoning Appeals:

1. Amusement arcade; or similar amusement, recreation or entertainment center or facility (except any such arcade, center or facility having four (4) or less amusement machines).

2. Massage parlor, service, or facility (except any therapeutic, medical or surgical services or facilities or regularly licensed hospital or dispensary, or the professional services of a physician, osteopath or chiropractor duly registered with and licensed by the state).

B. Special regulations for uses permitted by special exception. In whatever Commercial Zoning District within Marion County the uses designated in Section 2.14, A. are included as permitted uses, such uses shall be subject to the following special regulations. These special regulations shall be in addition to the applicable district's standards and requirements and, in case of any conflict, the more stringent regulations shall control:

1. No use of any land, structure, or premises, as designated in Section 2.14, A., shall be permitted except upon the grant of a Special Exception by the Board of Zoning Appeals to permit such a use.

2. No use of any land, structure or premises, as designated in Section 2.14, A., shall be permitted if any portion of the perimeter of the subject lot is located within five hundred (500) feet of the following zoning districts:

   a. Dwelling Districts,
   b. Historic Preservation Districts,
   c. Market Square District,
   d. Park Districts,
   e. University Quarter Districts,
   f. SU-1 District (Church),
   g. SU-2 District (School),
   h. SU-37 District (Library),
   i. SU-38 District (Community Center).

   In addition to the zoning districts noted above, this regulation shall also apply to any portion of the perimeter of a lot containing an elementary school, junior high school or high school, as defined in IC 20-10.1-1, regardless of zoning classification.

   If such use is a part of or included within an integrated center, the perimeter of the portion thereof or leased spaced occupied by such use shall be deemed the perimeter of the lot for purposes of the above distance computation and as required for Section 2.14, C, 2. b.

C. Grant of special exception. The Board of Zoning Appeals is hereby authorized to grant Special Exceptions to permit uses designated in Section 2.14, A, subject to the following requirements:

1. A petition for Special Exception to permit any use designated in Section 2.14, A. shall be filed with the Board of Zoning Appeals in accordance with the Board's Rules of Procedure.

   In addition to the site plan and area map filing requirements of the Board's Rules of Procedure or Special Exception petition forms, the petitioner shall file with the Special Exception petition:

   a. An area map, drawn to scale, indicating the existing zoning classification of all land within five hundred (500) feet of the perimeter of the subject lot and any elementary school, junior high school, or high school, as defined in IC 20-10.1-1, located within such distance.

   b. Proposed detailed Findings of Fact in support of the four (4) determinations by the Board (hereinafter specified in Section 2.14, C, 2 of this ordinance), required for the grant of a Special Exception.

   The petition, or evidence presented to the Board at the public hearing, may include any additional pertinent exhibits, such as photographs depicting the subject site or other land uses and properties in the subject area; neighborhood or community economic, social, land use or environmental impact statements; or other relevant evidence.

2. Findings of Fact. A Special Exception shall be granted following public hearing of the petition and upon the Board's determination that:

   a. The proposed use will not be injurious to the public health, safety, comfort, morals, convenience or general welfare;

   b. The perimeter of any portion of the subject lot is not located within five hundred (500) feet of the following Districts:

      (1) Dwelling Districts,
      (2) Historic Preservation Districts,
      (3) Market Square District,
      (4) Park Districts,
      (5) University Quarter Districts,
      (6) SU-1 District (Church),
      (7) SU-2 District (School),
      (8) SU-37 District (Library),
      (9) SU-38 District (Community Center).

In addition to the zoning districts noted above, this finding shall also apply to any portion of the perimeter of a lot containing an elementary school, junior high school or high school, as defined in IC 20-10.1-1, regardless of its zoning classification.

c. The proposed use will not injure or adversely affect the adjacent area or property values therein; and,

d. The proposed use will be consistent with the character of the District, land use authorized therein and the Comprehensive Plan for Marion County.

3. The grant of a Special Exception shall be subject to the following requirements:

a. The proposed use shall conform to all performance and development standards of the applicable zoning district.

b. The proposed use shall conform to all conditions attached to the grant of the Special Exception by the Board. All such conditions shall be imposed by the Board to ensure compliance with standards a, c, and d of Section 2.14, C, 2 above. Such conditions may include any reasonable site, development, operational and performance standards, requirements and restrictions. The grant of the Special Exception may be for a limited period of time, as specified by the Board.

Sec. 2.15. Special regulations - adult entertainment business.

Statement of purpose. In the development and adoption of this ordinance, it is recognized that there are some adult business uses which due to their very nature have serious objectionable operational characteristics particularly when located in close proximity to residential neighborhoods, thereby having a deleterious impact upon property values and the quality of life in such surrounding areas. It has been acknowledged by communities across the nation that state and local governmental entities have a special concern in regulating the operation of such businesses under their jurisdiction to ensure that these adverse secondary effects will not contribute to the blighting or downgrading of adjacent neighborhoods nor endanger the well-being of the youth in their communities. The special regulation deemed necessary to control the undesirable externalities arising from these enterprises are set forth below. The primary purpose of these controls and regulations is to preserve the integrity and character of residential neighborhoods, to deter the spread of urban blight and to protect minors from the objectionable operational characteristics of these adult uses by restricting their close proximity to churches, parks, schools and residential areas.

A. Prohibitions. The establishment, enlargement, reconstruction, resumption or structural alteration of any adult entertainment business shall be prohibited if such business is within five hundred (500) feet of two other such businesses or within five hundred (500) feet of any existing church zoning district, school zoning district, park zoning district, historic preservation zoning district or dwelling zoning district within Marion County, Indiana.

Provided further, that no adult entertainment business shall be established, enlarged, reconstructed, resumed or structurally altered unless the site or proposed site is located in a C-4 (Community- Regional Commercial) zoning district, C-5 (General Commercial) zoning district, C-6 (Thoroughfare Service) zoning district, C-7 (High Intensity Commercial) zoning district or C-ID (Commercial-Industrial) zoning district.

Provided further, that no adult entertainment business shall be established, enlarged, reconstructed, resumed or structurally altered in a C-4 (Community-Regional Commercial) zoning district unless the site or proposed site is located within an integrated center.

B. Measurement of distances. The distance between one adult entertainment business and another adult entertainment business shall be measured in a straight line, without regard to intervening structures or objects, from the closest exterior structural wall of each such business. The distance between an adult entertainment business and any church, school, park, historic preservation, or dwelling zoning district shall be measured in a straight line, without regard to intervening structures or objects, from the closest exterior structural wall of the adult entertainment business to the nearest property line of the church, school, park or dwelling zoning district. If any adult entertainment business is part of or included within an integrated center, only the portion of said center or leased space occupied by such adult entertainment business shall be included in determining the closest exterior structural wall of said establishment.

C. Exterior display.

1. No adult entertainment establishment shall be conducted in any manner that permits the observation of any material depicting, describing or relating to specified sexual activities or specified anatomical areas by display, decorations, sign, show window or other opening from any public view.

2. "Number of Signs" Not more than one business wall sign shall be permitted for an adult entertainment business and said sign shall be permitted only on the front facade. In addition to the one permitted business wall sign, an adult entertainment business not located within an integrated center shall be permitted not more than one pole or ground sign structure if it is an entity of commercial development held in either private ownership or long-term lease, and which meets all of the requirements of the zoning district in which it is located. Such requirements shall include direct access to a public street from that property and a full amount of required parking on the site with the use. All other sign structures shall be prohibited.

3. "Sign Surface Area" The sign surface area of a business wall sign for an adult entertainment business shall not exceed an amount equal to five percent (5%) of the front building facade of the first floor elevation (first ten (10) feet) of the premises occupied by the adult entertainment business, or one hundred (100) square feet, whichever is the lesser. The maximum sign surface area of a ground or pole sign structure, where permitted, shall not exceed one (1) square foot for each lineal foot of frontage of the lot, or thirty-six (36) square feet, whichever is the lesser.

4. "Lighting" signs and sign structure may be illuminated, provided, however, such illumination shall not be by way of exposed neon, exterior lighting (e.g., spot or flood lights), or any flashing or animated lights (either interior to the sign, on the exterior of the sign, or as a border to the sign).

D. Continuation of nonconforming use. The lawful use of land or building existing at the time of the adoption of this ordinance may continue although such use does not conform to the regulations specified herein, subject to the provisions set forth in Section A above.

Sec. 2.16. Construction of language and definitions.

A. *Construction of language.* The language of this ordinance shall be interpreted in accordance with the following regulations:

1. The particular shall control the general.

2. In the case of any difference of meaning or implication between the text of this ordinance and any illustration or diagram, the text shall control.

3. The word *shall* is always mandatory and not discretionary. The word *may* is permissive.

4. Words used in the present tense shall include the future; and words used in the singular number shall include the plural, and the plural the singular, unless the context clearly indicates the contrary.

5. A *building* or *structure* includes any part thereof.

6. The phrase *used for*, includes *arranged for, designed for, intended for, maintained for*, or *occupied for.*

7. Unless the context clearly indicates the contrary, where a regulation involves two or more items, conditions, provisions, or events connected by the conjunction *and, or*, or *either...or*, the conjunction shall be interpreted as follows:

   a. *And* indicates that all the connected items, conditions, provisions, or events shall apply.

   b. *Or* indicates that the connected items, conditions, provisions, or events may apply singly or in any combination.

   c. *Either...or* indicates that all the connected items, conditions, provisions, or events shall apply singly but not in combination.

B. *Definitions.* The words in the text or illustrations of this ordinance shall be interpreted in accordance with the following definitions. The illustrations and diagrams in this section provide graphic representation of the concept of a definition; the illustration or diagram is not to be construed or interpreted as a definition itself.

1. *Access.* The way by which vehicles shall have ingress to and egress from a land parcel or property and the street fronting along said property or parcel.

2. *Access drive.* That area within the right-of-way between the pavement edge or curb and the right-of-way line providing ingress and egress to and from a land parcel or property. (See Diagram A).

3. *Accessory.* A subordinate structure, building or use that is customarily associated with, and is appropriately and clearly incidental and subordinate in use, size, bulk, area and height to the primary structure, building, and use, and is located on the same lot as the primary building, structure, or use.

4. *Administrator.* Administrator of the Division of Neighborhood and Development Services or his/her appointed representative.

5. *Adult bookstore.* An establishment having as a preponderance of its stock in trade or its dollar volume in trade, books, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, tapes, records or other forms of visual or audio representations which are distinguished or characterized by their emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas.

6. *Adult cabaret.* A nightclub, bar, theater, restaurant or similar establishment which frequently features live performances by topless or bottomless dancers, go-go dancers, exotic dancers, strippers, or similar entertainers, where such performances are distinguished or characterized by an emphasis on specified sexual activities or by exposure of specified anatomical areas or which regularly feature films, motion pictures, video cassettes, slides or other photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas for observation by patrons.

7. *Adult drive-in theatre.* An open lot or part thereof, with appurtenant facilities, devoted primarily to the presentation of motion pictures, films, theatrical productions, and other forms of visual productions, for any form of consideration, to persons in motor vehicles or on outdoor seats in which a preponderance of the total presentation time is devoted to the showing of materials distinguished or characterized by an emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas for observation by patrons.

8. *Adult entertainment business.* An adult bookstore, adult motion picture theatre, adult mini motion picture theatre, adult motion picture arcade, adult cabaret, adult drive-in theater, adult live entertainment arcade or adult services establishment.

9. *Adult live entertainment arcade.* Any building or structure which contains or is used for commercial entertainment where the patron directly or indirectly is charged a fee to view from an enclosed or screened area or booth a series of live dance routines, strip performances or other gyrational choreography which performances are distinguished or characterized by an emphasis on specified sexual activities or by exposure of specified anatomical areas.

10. *Adult mini motion picture theatre.* An enclosed building with a capacity of more than five (5) but less than fifty (50) persons, used for presenting films, motion pictures, video cassettes, slides or similar photographic reproductions in which a preponderance of the total presentation time is devoted to the showing of materials which are distinguished or characterized by an emphasis on matter depicting, describing, or relating to specified sexual activities or specified anatomical areas for observation by patrons therein.

11. *Adult motel.* A hotel, motel or similar establishment offering public accommodations for any form of consideration which provides patrons, upon request, with closed-circuit television transmissions, films, motion pictures, video cassettes, slides or other photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas.

12. *Adult motion picture arcade.* Any place to which the public is permitted or invited wherein coin or slug-operated or electronically, electrically or mechanically controlled still or motion picture machines, projectors or other image-producing devices are maintained to show images to five (5) or fewer persons per machine at any one time, and where the images so displayed are distinguished or

characterized by an emphasis on depicting or describing specified sexual activities or specified anatomical areas.

13. *Adult motion picture theater.* An enclosed building with a capacity of fifty (50) or more persons used for presenting films, motion pictures, video cassettes, slides or similar photographic reproductions in which a preponderance of the total presentation time is devoted to showing of materials which are distinguished or characterized by an emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas for observation by patrons therein.

14. *Adult service establishment.* Any building, premises, structure or other facility, or any part thereof, under common ownership or control which provides a preponderance of services involving specified sexual activities or display of specified anatomical areas.

15. *Alley.* Any public right-of-way which has been dedicated or deeded to and accepted by the public for public use as a secondary means of public access to (a) lot(s) otherwise abutting upon a public street and not intended for traffic other than public services and circulation to and from said lot(s).

16. *Alteration.* Any change in type of occupancy, or any change, addition or modification in construction of the structural members of an existing structure, such as walls, or partitions, columns, beams or girders, as well as any change in doors or windows or any enlargement to or diminution of a structure, whether it be horizontally or vertically.

17. *Amusement arcade.* A type of indoor commercial amusement recreation establishment where more than four (4) amusement machines are available to the public.

18. *Amusement machine.* An amusement device operated by means of the insertion of a coin, token, or similar object for the purpose of entertainment, amusement or skill and for the playing of which a fee is charged. *Amusement machine* does not include vending machines which do not incorporate gaming amusement or skill features, nor does the term include any coin-operated mechanical musical device.

19. *Amusement/recreational establishment, commercial.* See (Indoor/Outdoor) Commercial Amusement/Recreational Establishment.

20. *Attached multi-family dwelling.* See Dwelling, Attached Multifamily.

21. *Automated teller machine (ATM).* A mechanized apparatus which performs limited banking functions for customers such as deposits, withdrawals and transfers of funds upon insertion of a customer identification card, password, or similar device.

22. *Awning.* A roof-like cover, often of fabric, metal, plastic, fiberglass or glass, designed and intended for protection from the weather or as a decorative embellishment, and which is supported and projects from a wall or roof of a structure over a window, walk, door, or the like.

23. *Basement.* That portion of a building with an interior vertical height clearance of not less than seventy-eight (78) inches and having one-half or more of its interior vertical height clearance below grade level.

24. *Bed and breakfast.* The commercial leasing of no more than four (4) bedroom(s) for no more than eight (8) guest(s) within a private dwelling unit. Such leasing provides temporary accommodations, typically including a morning meal, to overnight guests for a fee.

25. *Boarding house.* A building, other than hotels, motels, bed and breakfasts or multifamily dwelling, containing accommodation facilities in common for up to ten (10) persons where lodging, typically with meals, reserved solely for the occupants thereof, is provided for a fee.

26. *Buildable area.* The area of a lot remaining after the minimum yard and open space requirements of the applicable zoning ordinance(s) have been met. (See Diagram B).

27. *Building.* Any structure designed or intended for the support, enclosure, shelter, or protection of persons, animals, or property of any kind, having a permanent roof supported by columns or walls.

28. *Building area.* The total ground area, within the lot or project, covered by the primary structure plus garages, carports and other accessory buildings. The ground area of a structure, or portion thereof, not provided with surrounding exterior walls shall be the area immediately under the vertical projection of the roof or the floor above. (See Diagram B).

29. *Canopy.* A roof-like cover, often of fabric, metal, plastic, fiberglass, or glass on a support, which is supported in total or in part, from the ground providing shelter over, for example, a doorway, outside walk or parking area.

30. *Collector street.* See Street, Collector.

31. *Commercial garage.* See Garage, Commercial.

32. *Commission.* The Metropolitan Development Commission of Marion County, Indiana.

33. *Commitment.* An official agreement concerning and running with the land as recorded in the office of the Marion County Recorder.

34. *Community center.* A building used for recreational, social, educational and cultural activities of a neighborhood or community.

35. *Comprehensive plan.* The Comprehensive Plan for Marion County, Indiana, or segment thereof, adopted by the Metropolitan Development Commission of Marion County, Indiana pursuant to IC-36-7-4.

36. *Condition.* An official agreement between the municipality and the petitioner concerning the use or development of the land as imposed by the Board of Zoning Appeals.

37. *Convenience Market.* A retail establishment selling a limited number of food items, such as sandwiches, snacks, staple groceries, household items, lottery tickets and food items prepared on the premises, including reheating, which can be immediately consumed. Such establishments may also provide a facility where gasoline and other motor fuels are stored and subsequently dispensed by use of fixed, approved dispensing equipment by customers of the establishment on a self-service basis.

38. *Corner lot.* See Lot, Corner.

39. *Covenant.* A legal agreement concerning the use of land.

40. *Crown of the street.* The highest point, most often at the centerline, of a street cross-section of the street pavement between the existing curb lines

41. *Cul-de-sac.* See Street, Cul-De-Sac.

42. *Curb cut.* The opening along the curb line, exclusive of handicap ramps, at which point vehicles may enter or leave the street. (See Diagram A).

43. *Curb line.* A line located on either edge of the pavement, but within the right-of-way line. (See Diagram A).

44. *Customer service window.* Opening on the exterior of a building through which customers receive goods or services in exchange for monetary compensation.

45. *Dance studio.* An establishment primarily engaged in operating and providing training, instruction, and demonstrations or recitals in various forms of dance to individuals or groups.

46. *Day care center.* Any institution or place operated for the purpose of providing:

    a. care;
    b. maintenance; or,
    c. supervision and instruction;

to children who are less than six (6) years old and are separated from their parent(s), guardian, or custodian for more than four (4) hours but less than twenty-four (24) hours a day for ten (10) or more consecutive workdays, where tuition, fees or other forms of compensation is charged, and which is licensed by, and approved to operate as a day care center in accordance with, the requirements of the State of Indiana. This definition shall not include a "day care home" of children.

47. *Day care home.* Defined in Indiana Code 12-3-2-3, as follows:

A residential structure where an individual provides child care:

a. for compensation;
b. for more than four (4) hours but less than twenty-four (24) hours in each of ten (10) consecutive days per year, excluding intervening Saturdays, Sundays and holidays; and,
c. to more than five (5) children at a time who:

(1) are less than eleven (11) years of age; and
(2) are not attended by:

i. a parent;
ii. a stepparent;
iii. a guardian;
iv. a custodian; or
v. a relative who is at least eighteen (18) years of age.

48. *Day nursery.* Same as Day Care Center.

49. *Display, outdoor.* An outdoor area where merchandise is displayed for sale, and which is freely accessible to the public, except that automobile retail sales areas shall be considered outdoor display areas whether freely accessible or not. Outdoor display may be the principal use of a lot or may be accessory to a commercial use (as allowed by the zoning district) when the sales transactions occur within a structure.

50. *Drip line.* The perimeter of a tree's spread measured to the outermost tips of the branches and extending downward to the ground.

51. *Drive-in.* A business establishment so developed that its retail or service character is dependent on providing a driveway approach or parking spaces for motor vehicles to serve patrons while in or on the motor vehicle, rather than within a building.

52. *Drive-through.* A feature of an establishment which encourages or permits customers to receive services or obtain goods while remaining in or on a motor vehicle.

53. *Drive-through customer service window.* See Customer Service Window.

54. *Drive-through restaurant.* See Restaurant, Drive-Through.

55. *Driveway.* Access for vehicular movement to egress/ingress between the right-of-way of private or public streets and the required building setback line. (See Diagram A).

56. *Dry cleaning plant.* A facility in which the cleaning of garments, fabrics, draperies, etc., is performed with a liquid other than water. The plant is generally not visited by individual customers, but rather by individual dry cleaning drop-off establishments.

57. *Dwelling, attached multifamily.* A building or buildings for residential purposes with three or more dwelling units, having common or party wall or walls, on a single lot. Each unit is totally separated from the other by an unpierced wall extending from ground to roof or an unpierced ceiling and floor extending from exterior wall to exterior wall, except for a common or individual stairwell(s) exterior to any dwelling unit(s).

58. *Dwelling unit.* One or more rooms connected together in a residential building or residential portion of a building, which are arranged, designed, used and intended for use by one or more human beings living together as a family and maintaining a common household for owner occupancy or rental

or lease on a weekly, monthly, or longer basis; and which includes lawful cooking, eating, sleeping space and sanitary facilities reserved solely for the occupants thereof.

59. *Educational services.* An establishment providing academic or technical instruction or primarily engaged in offering educational courses and services, including libraries, student exchange programs and curriculum development.

60. *Enlargement (pertaining to adult entertainment only).* An increase in the size of the building, structure or premises in which the adult entertainment business is conducted by either construction or use of an adjacent building or any portion thereof whether located on the same or an adjacent lot or parcel of land.

61. *Erect.* Activity of constructing, building, raising, assembling, placing, affixing, attaching, creating, or any other way of bringing into being or establishing.

62. *Establishing an adult entertainment business.* Shall mean and include any of the following:

    a. the opening or commencement of any such business as a new business;
    b. the conversion of an existing business whether or not an adult entertainment business, to any of the adult entertainment business defined herein;
    c. the relocation of any such business.

63. *Excavation.* The breaking of ground, except common household gardening, ground care and agricultural activity.

64. *Family.* One or more human beings related by blood, marriage, adoption, or guardianship together with incidental domestic servants and temporary, non-compensating guests; or, not more than four (4) human beings not so related, occupying a dwelling unit and living as a single housekeeping unit.

65. *Fast food restaurant.* See Restaurant, Fast Food.

66. *Floor area, gross.* The number of the square feet of horizontal floor area of a building measured from the exterior faces of the exterior walls or from the center line of walls separating two abutting buildings.

67. *Front lot line.* See Lot Line, Front.

68. *Front yard.* See Yard, Front.

69. *Frontage (street frontage).* The line of contact of a property with the street right-of-way along a lot line.

70. *Garage, commercial.* Any building designed and intended for the storage or repair of motor vehicles for compensation.

71. *Gasoline service station.* Any building, land area or other premises or portion thereof, used or intended to be used for the retail dispensing or sales of vehicular fuels; which may include as an accessory use minor automotive repairs; the sale and installation of lubricants, tires, batteries; car washes; and similar accessory uses. Such establishments shall provide a facility where gasoline and other motor fuels are stored and subsequently dispensed by use of fixed, approved dispensing equipment by customers or employees.

72. *Grade, established street.* The crown elevation of a street pavement level abutting a property (as fixed by the Department of Transportation).

73. *Grade level (adjacent ground elevation).* The lowest point of elevation of the finished surface of the ground, paving or sidewalk and similar surface improvements within the area between the exterior walls of a primary building or structure and the property line, or when the property line is more than ten (10) feet from said walls, between said walls and a line ten (10) feet away from and paralleling said walls.

74. *Grocery store.* A commercial establishment, commonly known as a supermarket, food or grocery store, primarily engaged in the retail sale of canned foods and dry goods, such as tea, coffee, spices, sugar, and flour; fresh fruits and vegetables; and fresh and prepared meats, fish and poultry.

75. *Gross floor area.* See Floor Area, Gross.

76. *Gross floor area, total.* The sum of the gross horizontal areas of all floors below the roof and within the exterior faces of the exterior walls of principal and accessory buildings or the center lines of walls separating two abutting buildings.

77. *Gross leasable area.* The total floor area which is designed for the tenant's occupancy and exclusive use.

78. *Ground cover.* Low-growing plants less than eighteen (18) inches in height with a spreading growth habit, such as, grasses, vines, flowers, and the like.

79. *Ground floor.* That story which contains finished floor area closest to but not below grade level. In cases in which the only story with finished floor area is below grade level,that story with finished floor area closest to grade level shall be considered the ground floor.

80. *Handicap ramp.* See Pedestrian Ramp.

81. *Hardsurfaced.* Quality of an outer area being solidly constructed of pavement, brick, paving stone, or a combination thereof.

82. *Hardware store.* A commercial establishment primarily engaged in the retail sale of a number of basic hardware lines, such as tools, builders' hardware, paint and glass, housewares and household appliances, and cutlery.

83. *Health care facility.* A facility or institution, principally engaged in providing services for health maintenance, diagnosis or treatment of human disease, pain, injury, deformity or physical condition.

84. *Health services.* Medical, surgical or other similar services provided to individuals, including services provided by physicians, dentists, and other health practitioners, medical and dental laboratories, out-patient care facilities or blood banks.

85. *Hedge.* A row or rows of closely planted shrubs, bushes, etc. creating a vegetative barrier.

86. *Height, building.* The vertical distance above a reference line measured to the highest point of the coping of a flat roof or to the deck line of a mansard roof or to the height of the highest gable of a pitched or hipped roof. The reference line shall be selected by either of the following, whichever yields a greater building height:

    a. the elevation of the highest adjoining sidewalk or ground surface within a ten (10) foot horizontal distance from and paralleling the exterior wall of the building or structure when said sidewalk or ground surface is not more than ten (10) feet above lowest grade;

    b. an elevation ten (10) feet higher than the lowest grade when said sidewalk or ground surface is more than ten (10) feet above the lowest grade.

87. *Home improvement store/center.* A facility for the sale of home, lawn, and garden materials and supplies, brick, lumber, hardware items and other similar materials.

88. *Hotel.* Any building or group of buildings containing five (5) or more rooms without direct access to the outside, designed or intended to be occupied for sleeping purposes by guests for a fee, often with general kitchen and dining room facilities provided within the building or an accessory building, and which caters to the travelling public.

89. *Indoor commercial amusement/recreation establishment.* A facility wholly enclosed in a building that offers entertainment or games of skill to the general public for a fee. This includes but is not limited to such facilities as bowling alleys, billiard parlors, or arcades.

90. *Inoperable vehicle.* A motor vehicle from which there has been removed the engine, transmission or differential or that is otherwise partially dismantled or mechanically inoperable, or any motor vehicle which cannot be driven on a city street without being subject to the issuance of a traffic citation by reason of its operating condition or the lack of a valid license plate.

91. *Integrated center.* An area of development (commercial, industrial or any combination of commercial, industrial and residential uses) of one or more lots, comprised of:

    a. two or more individual, nonrelated and separately operated uses in one building sharing common site facilities; or,

    b. one or more buildings containing nonrelated and separately operated uses occupying a common site, which utilize one or a combination of common site facilities, such as driveway entrances, parking areas, driving lanes, signs, maintenance and similar common services; or,

    c. one or more buildings containing non-related and separately operated uses occupying individual sites, which are interrelated by the utilization of one or a combination of common facilities, such as driveway entrances, public or private street network, parking areas, maintenance and other services.

92. *Interior access drive.* A minor, private street providing access within the boundaries of a project beginning at the required setback line. (See Diagram A).

93. *Interior access driveway.* Access for vehicular movement to egress/ingress between interior access drives connecting two (2) or more projects or land parcels. (See Diagram A).

94. *Job printer.* A facility for the commercial reproduction, cutting, printing, or binding of written materials, drawings, or labels on a bulk basis using lithography, offset printing, blueprinting and similar methods.

95. *Landscaping.* Any combination of living plants, such as trees, shrubs, ground cover, thickets with grasses planted, preserved, transplanted, and maintained to develop, articulate and enhance the aesthetic quality of the area as well as provide erosion and drainage control and wind protection.

96. *Landscaping interior.* Landscaping areas consisting of a combination of trees, shrubs and ground cover located in the interior of vehicular use areas so as to provide visual and climatic relief from broad expanses of pavement and to channelize and define areas for pedestrian and vehicular circulation.

97. *Legally established nonconforming building or structure.* Any continuous, lawfully established building or structure erected or constructed prior to the time of adoption, revision or amendment, or granted a variance of the zoning ordinance, but which fails, by reason of such adoption, revision, amendment, or variance to conform to the present requirements of the zoning district.

98. *Legally established nonconforming use.* Any continuous, lawful land use having commenced prior to the time of adoption, revision or amendment, or granted a variance of the zoning ordinance, but which fails, by reason of such adoption, revision, amendment, or variance to conform to the present requirements of the zoning district.

99. *Liquor store, package.* A facility principally for the retail sale of alcoholic beverages for off-premise consumption.

100. *Loading area.* An off-street area maintained and intended for the maneuvering and temporary parking of vehicles while transferring goods or materials to and from a facility.

101. *Loading space.* An off-street space or berth used for the temporary parking of a commercial vehicle while transferring goods or materials to and from a facility.

102. *Local street.* See Street, Local.

103. *Lot.* A tract of land designated by its owner(s) to be used or developed as a unit under single ownership or control. A lot may or may not coincide with a lot of record and may consist of:

a. a single lot of record;
b. a portion of a lot of record; or
c. a combination of complete lots of record, or complete lots of record and portions of lots of record, or of portions of lots of record.

For purposes of this definition, ownership includes:

a. the person(s) who holds either fee simple title to the property or is a life tenant as disclosed in the records of the township assessor;
b. a contract vendee;
c. a long-term lessee (but only if the lease has been recorded in the Office of the County Recorder and has at least twenty-five (25) years remaining before its expiration at the time of applying for a permit) (See Diagram C).

104. *Lot area.* The area of a horizontal plane bounded on all sides by the front, rear, and side lot lines that is available for use or development and does not include any area lying within the right-of-way of any public or private street, alley, or easement for surface access (ingress or egress) into the subject lot or adjoining lots.

105. *Lot, corner.* A lot abutting upon two or more streets at their intersections, or upon two parts of the same street forming an interior angle of less than 135 degrees. (See Diagram C).

106. *Lot, through.* A lot abutting two parallel streets, or abutting two streets which do not intersect at the boundaries of the lot. (See Diagram C).

107. *Lot line.* The legal boundary of a lot as recorded in the office of the Marion County Recorder.

108. *Lot line, front.* The lot line(s) coinciding with the street rights-of-way; in the case of a corner lot, both lot lines coinciding with the street rights-of-way shall be considered front lot lines; or, in the case of a through lot, the lot line which most closely parallels the primary entrance of the primary structure shall be considered the front lot line, or so declared by the Administrator. (See Diagram B).

109. *Lot line, rear.* A lot line which is opposite and most distant from the front lot line, or in the case of a triangularly shaped lot, a line ten (10) feet in length within the lot, parallel to and at the maximum distance from the front lot line. However, in the case of a corner lot line, any lot line which intersects with a front lot line shall not be considered a rear lot line.

110. *Lot line, side.* Any lot line not designated as a front or rear lot line.

111. *Lot of record.* A lot which is part of a subdivision or a lot or a parcel described by metes and bounds, the description of which has been so recorded in the office of the Recorder of Marion County, Indiana.

112. *Main floor area.* The area of a horizontal plane, fully bound by the exterior walls of the primary building or structure, of the floor surface at or above grade level exclusive of vent shafts, decks, garages, uncovered or covered open space.

113. *Marginal access street.* See Street, Marginal Access.

114. *Mini-warehouses.* A building or group of buildings containing one or more individual compartmentalized storage units for the inside storage of customers' goods or wares, where no unit exceeds six hundred (600) square feet in area.

115. *Minor emergency repairs.* Those maintenance repairs necessitating an immediate solution yet not posing an immediate life-safety hazard, nor altering the existing character of the structure (See Alteration).

116. *Motel.* Any building or group of buildings containing five (5) or more rooms with at least twenty-five percent (25%) of all rooms having direct access to the outside without the necessity of passing through the main lobby of the building(s), designed or intended to be occupied for sleeping purposes by guests for a fee, where general kitchen and dining room facilities may be provided within the building or an accessory building, and which caters to the travelling public.

117. *Mulch.* A protective covering of organic substances placed around plants to control weeds and prevent evaporation of moisture or freezing. Plastic, loose gravel, stones or rocks shall not be considered as mulch.

118. *Neighborhood recycling collection point.* A site where individuals bring household recyclable materials to either drop off without compensation, or, to redeem the materials for monetary compensation. Beyond any limited sorting, no other processing of the materials takes place at the site. All material is stored completely within the structure while awaiting periodic shipment to the processing facilities. While these collection points may be developed as freestanding sites, they typically are accessory uses sharing the site of a larger primary use. Possible structures for this type of operation include such recycling containers as "igloos", reverse vending machines, trailers, or similar structures.

119. *Night club.* An establishment engaged primarily in offering entertainment to the general public, in the form of music for dancing or live and recorded performances. The establishment may or may not engage in the preparation and retail sale of alcoholic beverages for consumption on the premises.

120. *Nonconforming Adult Entertainment Business.* Shall mean any building, structure or land lawfully occupied by an adult entertainment business or lawfully situated at the time of passage of ordinance 85-AO-4, or amendments thereto, which does not conform after the passage of that ordinance or amendments thereto with the regulations of this ordinance.

121. *Nursery, Day.* See Day Care Center.

122. *Off-Street.* A location completely within the boundaries of the lot, and completely off of public or private rights-of-way or alleys or any interior surface access easement for ingress and egress.

123. *Oncenter.* Distance at grade from the center of one plant to the center of the next plant.

124. *Outdoor Commercial Amusement/Recreation Establishment.* An open area offering entertainment or games of skill to the general public for a fee. This includes but is not limited to such facilities as golf courses, swimming pools, and baseball/softball fields.

125. *Outdoor Display.* See Display, Outdoor.

126. *Outdoor Storage.* See Storage, Outdoor.

127. *Parking Area.* An area of paving other than an open exhibition or display area, not inclusive of interior access drives, driveways, interior access driveways and access drives intended for the temporary storage of automotive vehicles including parking spaces and the area of access for the egress/ingress of automotive vehicles to and from the actual parking space. (See Diagram A).

128. *Parking bay.* The parking module consisting of one or two rows of parking spaces and the aisle from which motor vehicles enter and leave the spaces. (See Diagram A).

129. *Parking space.* An off-street portion of the parking area, which shall be used only for the temporary placement of an operable vehicle. (See Diagram A).

130. *Pavement.* A layer of concrete, asphalt or coated macadam used on street, parking area, sidewalk, or airport surfacing.

131. *Pedestrian ramp.* An inclined access opening along the curbline at which point pedestrians, unassisted or assisted by a wheelchair, walker or the like, may enter or leave the street; or, an incline providing pedestrians, unassisted or assisted by a wheelchair, walker or the like, access from the ground to an elevated surface.

132. *Permitted use.* Any use by right authorized in a particular zoning district or districts and subject to the restrictions applicable to that zoning district.

133. *Personal service.* Services provided involving the care of a person or his/her apparel.

134. *Personal service establishment.* A commercial establishment primarily engaged in providing services generally to individuals involving the care of a person or his/her apparel, such as laundries, photographic portrait studios, barber and beauty shops, shoe repair, tailor, travel bureaus or similar facilities.

135. *Physically handicapped.* An individual who has a physical impairment including impaired sensory, manual or speaking abilities, which results in a functional limitation in access to and use of a building or facility.

136. *Plat.* An officially recorded map, as recorded in the office of the Marion County Recorder, or a map to be recorded indicating the subdivision of land including, but not limited to, boundaries and locations of individual properties, streets, and easements.

137. *Primary building.* The building in which the permitted primary use of the lot is conducted.

138. *Printer, Job.* See Job Printer.

139. *Proposed right-of-way.* See Right-of-way, proposed.

140. *Protected district.* Specific classes of zoning districts which, because of their low intensity or the sensitive land uses permitted by them, require additional buffering and separation when abutted by certain more intense classifications of land use. A protected district shall include any Dwelling District, Hospital District, Parks District, University Quarter District, SU-1 (Church) District or SU-2 (School) District.

141. *Rear yard.* See Yard, rear.

142. *Reconstruction (pertaining to adult entertainment only).* The rebuilding or restoration of any nonconforming adult entertainment business which was damaged or partially destroyed by an exercise of the power of eminent domain, or by fire, flood, wind, explosion or other calamity or act of God if the damage or destruction exceeds two-thirds (2/3) of the value of the structure or the facilities affected.

143. *Recreation facility.* A place, area or structure designed and equipped for the conduct of sport, leisure time activities and other customary and usual recreational activities.

144. *Recycling container.* Receptacle designed and intended for the collection of cleaned, sorted, solid household waste products, including, but not limited to, glass, plastic, metal and paper.

145. *Recycling station.* A recycling operation involving further processing (relative to a neighborhood recycling collection point) of materials to improve the efficiency of subsequent hauling. Such a facility typically features sorting, the use of a crushing apparatus, and the storage of the material until it is shipped out. These businesses usually occupy existing free-standing sites, such as former gasoline stations, or occupy parts of an integrated center parking lot.

146. *Religious use.* A land use devoted primarily to divine worship together with reasonably related accessory uses, which are subordinate to and commonly associated with the primary use, which may include but are not limited to, educational, instructional, social or residential uses.

147. *Restaurant, drive-in or drive through.* Any restaurant designed to permit or facilitate the serving of food or beverages directly to, or permitted to be consumed by, patrons in or on motor vehicles parked or stopped on the premises.

148. *Restaurant, family.* An establishment where food and drink is prepared, served and consumed primarily within the principal building to the general public. The establishment may have a separate area, or lounge, where alcoholic beverages are served without full food service, provided the area is accessory to the primary use in: 1) square feet; or, 2) sales.

149. *Restaurant, fast food.* An establishment whose principal business is the sale of pre-prepared or rapidly prepared food directly to the customer in a ready-to-consume state for consumption either within the restaurant building, on-premise or off-premises.

150. *Resumption (pertaining to adult entertainment only).* Shall mean the reuse or reoccupation of a non-conforming adult entertainment business which has been discontinued for a period of six or more consecutive months.

151. *Retail trade.* Establishments engaged in selling goods or merchandise to the general public for personal or household consumption and rendering services incidental to the sale of such goods. The establishment typically buys goods for resale to the public.

152. *Required yard.* See Yard, Required.

153. *Right-of-way.* Specific and particularly described strip of land, property, or interest therein devoted to and subject to the lawful use, typically as a thoroughfare of passage for pedestrians, vehicles, or utilities, as officially recorded by the office of the Marion County Recorder.

154. *Right-of-way, proposed.* Specific and particularly described land, property, or interest therein devoted to and subject to the lawful public use, typically as a thoroughfare of passage for pedestrians, vehicles, or utilities, as officially described in the Marion County Thoroughfare Plan as adopted and amended by the Metropolitan Development Commission.

155. *Right-of-way, public.* Specific and particularly described strip of land, property, or interest therein dedicated to and accepted by the municipality to be devoted to and subject to use by the general public for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the office of the Marion County Recorder.

156. *Right-of-way, private.* Specific and particularly described strip of privately-held land, property, or interest there in devoted to and subject to use for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the office of the Marion County Recorder.

157. *Roof line.* The uppermost edge of the water-carrying surface of a building or structure.

158. *Satellite dish antenna.* A device incorporating a reflective surface that is solid, open mesh, or bar configured and is in the shape of a shallow dish, cone or horn. Such device shall be used to transmit or receive radio or electromagnetic waves between terrestrially or orbitally based devices.

159. *Screening.* A method of visually shielding or obscuring a nearby structure, building or use on an abutting or adjacent property or lot from another by fencing, walls, berms, or densely planted vegetation.

160. *Seasonal retail sales use, temporary.* A temporary use established for a fixed period of time, for the retail sale of seasonal products, including, but not limited to, such items as food, Christmas trees, and live plants. This use may or may not involve the construction or alteration of any permanent building or structure.

161. *Semi-public use.* See Use, Semi-public.

162. *Service bay.* Individual area within an automotive repair or service facility where services, including but not limited to car washes, oil changes and repairs, are performed on a motor vehicle.

163. *Services involving specified sexual activities or display of specified anatomical areas.* Any combination of two or more of the following activities:

    a. the sale or display of book, magazines, periodicals or other printed matter, or photographs, films, motion pictures, video cassettes, slides, tapes, records or other forms of visual or audio representation which are characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas;

    b. the presentation of films, motion pictures, video cassettes, slides, or similar photographic reproductions which are distinguished or characterized by an emphasis upon the depiction or description of specified sexual activities or specified anatomical areas for observation by patrons;

c. the operation of coin or slug operated or electronically, electrically or mechanically controlled still or motion picture machines, projectors, or other image producing devices to show images to five (5) or fewer persons per machine at any one time and where the images so displayed are distinguished or characterized by an emphasis on depicting or describing specified sexual activities or specified anatomical areas;

d. live performances by topless or bottomless dancers, go-go dancers, exotic dancers, strippers, or similar entertainers, where such performances are distinguished or characterized by an emphasis on specified sexual activities or specified anatomical areas;

e. the operation of a massage school, massage parlor, massage therapy clinic, bathhouse, escort service, body painting studio or nude modeling studio, as these terms are defined in Section 17-725 of the Code of the City of Indianapolis, and any amendments thereto.

164. *Setback.* The minimum horizontal distance established by ordinance between a proposed right-of-way line or a lot line and the setback line. (See Diagram B).

165. *Setback line.* A line that establishes the minimum distance a building, structure, or portion thereof, can be located from a lot line or proposed right-of-way line. (See Diagram B).

166. *Shopping center.* A group of commercial establishments planned, constructed and managed as a total entity with customer and employee parking provided on-site, provision for goods delivery separated from customer access and often with protection from the elements.

167. *Shrub* A woody plant of relatively low height (not exceeding ten to twelve [10-12] feet in height), branching from the base.

168. *Side yard.* See Yard, side.

169. *Sidewalk.* A hardsurfaced walk or raised path along and often paralleling the side of the street intended for pedestrian traffic.

170. *Sign.* Any structure, fixture, placard, announcement, declaration, device, demonstration or insignia used for direction, information, identification or to advertise or promote any business, product, goods, activity, services or any interests.

171. *Site plan.* The development plan, or series of plans, drawn to scale, for one or more lots on which is shown the existing and proposed location and conditions of the lot including as required by ordinance, but not limited to: topography, vegetation, drainage, floodplains, marshes, and waterways; open spaces, walkways, means of ingress and egress, utility services, landscaping, buildings, structures, signs, lighting and screening devices, center lines of rights-of-way, and dimensions.

172. *Specified anatomical areas.* Any of the following:

a. less than completely and opaquely covered human genitals, pubic region, buttocks, anus or female breasts below a point immediately above the top of the areolae; or

b. human male genitals in a discernibly turgid state, even if completely and opaquely covered.

173. *Specified sexual activities.* Any of the following:

a. human genitals in a state of sexual stimulation or arousal;
b. acts of human masturbation, sexual intercourse or sodomy;
c. fondling or other erotic touchings of human genitals, pubic regions, buttocks or female breasts;
d. flagellation or torture in the context of a sexual relationship;
e. masochism, erotic or sexually oriented torture, beating or the infliction of pain;
f. erotic touching, fondling or other such contact with an animal by a human being; or
g. human excretion, urination, menstruation, vaginal or anal irrigation as part of or in connection with any of the activities set forth in "a" through "f" above.

174. *Stacking space, off-street.* An area, separate from or in addition to, the required parking area, reserved for the temporary retention of vehicles which are queuing up or utilizing the services of a drive-through service unit.

175. *Storage, outdoor.* An outdoor area used for the long term deposit (more than twenty-four hours) of any goods, material, merchandise, vehicles or junk.

176. *Storage area.* An area designated, designed and intended for the purpose of reserving property for a future use and distinguished from areas used for the display of property intended to be sold or leased.

177. *Storage room.* An enclosed area integrated into and sharing common or party wall or walls within a primary building, while designed and intended for the purpose of reserving property for a future use.

178. *Story.* That part of a building, with an open height of not less than seven feet six inches (7'6"), except a mezzanine, included between the upper surface of one floor and the lower surface of the next floor, or if there is no floor above, then the ceiling next above. A basement shall constitute a story only if it provides finished floor area.

179. *Street, collector.* A street primarily designed and intended to carry vehicular traffic movement at moderate speeds (e.g., 35 mph) between local streets and arterials while allowing direct access to abutting property(ies). (See Diagram D).

180. *Street,cul-de-sac.* A street having only one open end which is permanently terminated by a vehicle turn around. (See Diagram D).

181. *Street, expressway.* A street so designated by the Official Thorough-fare Plan for Marion County, as amended.

182. *Street, freeway.* A street so designated by the Official Thoroughfare Plan for Marion County, as amended.

183. *Street, local.* A street primarily designed and intended to carry low volumes of vehicular traffic movement at low speeds (e.g. 20 to 30 mph) within the immediate geographic area with direct access to abutting property(ies). (See Diagram D).

184. *Street, marginal access.* A local street with control of access auxiliary to and located on the side of an arterial, thoroughfare, expressway, or freeway for service to abutting property(ies). (See Diagram D).

185. *Street, parkway.* A street serving through vehicular traffic and equal to or more than 5280 feet in length, the adjoining land on one or both sides of which is predominantly dedicated or used for park purposes, and shall conform to the Comprehensive Plan and the Thoroughfare Plan.

186. *Street, primary arterial.* A street so designated by the Official Thoroughfare Plan for Marion County, as amended.

187. *Street, private.* A privately-held right-of-way, with the exception of alleys, essentially open to the sky and open for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a right- of-way for said purposes. A private street may be comprised of pavement, shoulders, curbs, sidewalks, parking space, and the like.

188. *Street, public.* A publicly dedicated, accepted and maintained right-of-way, with the exception of alleys, essentially open to the sky and open to the general public for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a public right-of-way for said purposes. A public street may be comprised of pavement, shoulders, gutters, curbs, sidewalks, parking space, and the like.

189. *Street, secondary arterial.* A street so designated by the Official Thoroughfare Plan for Marion County, as amended.

190. *Structural alteration.* Shall mean any change which would prolong the life of the supporting members of a building or structure such as bearing walls, columns, beams or girders, except such changes as are ordered made pursuant to the provisions of the Unsafe Building Law, IC 36-7-9-1, and any amendments thereto.

191. *Structure.* A combining or manipulation of materials to form a construction, erection, alteration or affixation for use, occupancy, or ornamentation, whether located or installed on, above, or below the surface of land or water.

192. *Subdivision.* The division of any parcel of land shown as a unit, as part of a unit or as contiguous units, on the last preceding transfer of ownership thereof, into two (2) or more parcels or lots, for the purpose, whether immediate or future, of transfer of ownership or building development.

193. *Tavern.* An establishment used primarily for the serving of liquor by the drink to the general public, but where minors cannot be within the use, and where food or packaged liquors may be served or sold only as accessory to the primary use.

194. *Temporary seasonal retail sales use.* See Seasonal use, temporary.

195. *Temporary use.* An impermanent land use established for a limited and fixed period of time with the intent to discontinue such use upon the expiration of the time period.

196. *Theatre, drive-in.* An open lot with its appurtenant facilities devoted primarily to the showing of motion pictures or theatrical productions on a paid admission basis to patrons seated in motor vehicles.

197. *Theatre, motion picture.* A building or part of a building which is devoted primarily to showing motion pictures to the public for a fee.

198. *Theatre, legitimate.* A building or structure or part thereof which is devoted primarily for the presentation of live dance, dramatic, musical or comedic performances.

199. *Thoroughfare.* A street primarily serving through vehicular traffic, including freeways, expressways, primary arterials, and secondary arterials.

200. *Thoroughfare plan.* The segment of the Comprehensive Plan for Marion County, Indiana, adopted by the Metropolitan Development Commission of Marion County, Indiana, pursuant to IC-36-7-4 that sets forth the location, alignment, dimensions, identification and classification of freeways, expressways, parkways, primary arterials, secondary arterials, or other public ways as a plan for the development, redevelopment, improvement, and extension and revision thereof.

201. *Through lot.* See Lot, through.

202. *Total gross floor area.* See Gross floor area, total.

203. *Transitional yard.* See Yard, transitional.

204. *Trash container.* Receptacle intended for the disposal, collection or temporary storage of unsorted waste products or refuse.

205. *Trash enclosure.* An accessory structure enclosed on at least three sides that is designed to screen and protect waste receptacles from view and to prevent waste debris from dispersing outside the enclosure.

206. *Tree survey.* An inventory of all trees on a lot or project before construction, alteration or excavation activity occurs identifying species, location, caliper, and drip line of trees. In the case of dense tree stands that exceed six hundred (600) square feet in area and have seventy-five percent (75%) branch coverage of the ground surface, the location of the outer boundary of the tree stands' drip line with a listing of the predominant species and caliper may be substituted for a detailed inventory.

207. *Use, semi-public.* A service offered by a not-for-profit organization to the general public for either no charge or a nominal fee.

208. *Variety store.* Commercial establishments primarily engaged in the retail sale of a variety of merchandise in the low price range. Sales usually are made on a cash-and-carry basis, with the open-selling method of display and customer selection of merchandise. These stores generally do not carry a complete line of merchandise, are not departmentalized, do not carry their own charge service, and generally do not deliver merchandise.

209. *Vending machine.* An automatic device which dispenses goods or services to the customer upon receipt of monetary compensation.

210. *Walkway.* A hardsurfaced walk or raised path for pedestrian traffic.

211. *Yard, front.* An open space unobstructed to the sky, extending fully across the lot while situated between the front lot line and a line parallel thereto, which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line. (See Diagram B).

212. *Yard, rear.* An open space unobstructed to the sky extending fully across the lot situated between the rear lot line and a line parallel thereto which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line. (See Diagram B).

213. *Yard, required.* That portion of any yard abutting a lot line having a minimum depth as area required by the particular zoning district in which it is located.

214. *Yard, side.* An open space unobstructed to the sky extending the length of the lot situated between a side lot line and a line parallel thereto which passes through the nearest point of any building or structure and terminates at the point of contact with any rear or front yards or any lot line, whichever occurs first. (See Diagram B).

215. *Yard, transitional required.* That portion of any yard abutting a protected district having a minimum depth as required by the particular zoning district in which it is located and acting as a buffer between two or more land uses of different intensity. (See Diagram B)

COMMERCIAL ZONING ORDINANCE
GRAPHIC ILLUSTRATIONS

ITEM	DIAGRAM
access drive	A
buildable area	B
building area	B
building height, additional setbacks	I
clear sight triangular area	E
curb cut	A
curb line	A
driveway	A
fence requirements	K, L, M
interior access drive	A
interior access driveway	A
landscaping, interior parking lot	H
landscaping (trees) in the required yard	F
landscaping in the interior of parking lot, landscaped islands	G
lot	C
lot, corner	C
lot, through	C
lot line, front	B
measurement (radial) from protected districts from specified uses	J
parking area	A
parking space	A
setback	B
setback line	B
street, arterial	D
street, collector	D
street, cul-de-sac	D
street, local	D
street, marginal access	D
yard, front	B
yard, rear	B

yard, side	B
yard, transitional	B

CHAPTER III. SEVERABILITY

Sec. 3.00. Severability, emergency clause, attestation.

If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

NOW BE IT FURTHER ORDAINED that an emergency exists for the passage of this ordinance and that the same shall be in full force and effect from and after its passage.

PROPOSAL NO. 353, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 353, 1993 on July 6 and July 14, 1993. The proposal amends the Code by revising the manner in which franchise fees are established for the towing of vehicles. He said that there are five towing franchise zones. One for each side of the City and one for the central business zone. The Board of Public Safety will set a uniform towing fee in each franchise zone. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 353, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Mullin, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
2 NOT VOTING: Hinkle, O'Dell
1 NOT PRESENT: Moriarty

Proposal No. 353, 1993 was retitled GENERAL ORDINANCE NO. 98, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 98, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by revising the manner in which Franchise fees are established for the towing of vehicles.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 372 of Chapter 29 of the Code of Indianapolis and Marion County is hereby amended by deleting the words stricken-through and adding the words underlined as follows:

Sec. 29-372. Procedure for selecting wreckers.

(a) *Franchise zones.* The director shall invite bids from wreckers for providing franchised towing services on the geographic basis of zones or on some other basis of distribution of towing services within the police special service district established by the director for the efficient organization of the removal of vehicles. The director shall establish specifications which shall include but not be limited to the wrecker's towing vehicles, equipment, storage lot and insurance, and shall include same in all invitations to bid. Said specifications for bids shall be designed by the director and the chief of police and approved by the board of public safety. Bids shall be submitted according to said specifications and the requirements of the city purchasing agent. The board of public safety shall award each towing contract to the ~~lowest~~ responsible and responsive bidder who offers to pay the highest franchise fee above the minimum franchise fee set by the board of public safety or it may reject any and all bids received and call for new bids. A written contract shall be executed between the board of public safety and each successful bidder.

(b) *Franchise fee.* ~~A~~ Towing, storage and all other such fees that may be charged by a franchise wrecker as well as a minimum franchise fee to be paid by the wrecker shall be set by the board of public safety and included in the specifications for bids. The amount of the franchise fee shall be established by competitive bidding as provided in subsection (a). Funds realized from the collection of ~~such~~ franchise fees shall be deposited in the police general fund.

SECTION 2. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 374, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 374, 1993 on July 21, 1993. The proposal repeals Special Resolution No. 44, 1990, which established the Marion County Commission on Youth. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor McClamroch, for adoption. Proposal No. 374, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Moriarty

Proposal No. 374, 1993 was retitled SPECIAL RESOLUTION NO. 50, 1993 and reads as follows:

SPECIAL RESOLUTION NO. 50, 1993

A SPECIAL RESOLUTION repealing Special Resolution No. 44, 1990, which established the Marion County Commission on Youth.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. City-County Special Resolution No. 44, 1990, is hereby repealed; and the Marion County Commission on Youth is hereby dissolved.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 376, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 376, 1993 on July 19, 1993. The proposal approves the disbursement of $1,200,797 of Community Development Block Grant Funds. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 376, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:
3 NOT VOTING: Borst, Hinkle, Smith
1 NOT PRESENT: Moriarty

Proposal No. 376, 1993 was retitled SPECIAL RESOLUTION NO. 51, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 1993

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 21, 1992, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 57, 1992, 1993 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council, reads as follows:

SECTION 4.01. State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development, utilizing a portion of the Community Development Grant Funds, to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That portion of the Community Development Committee's Recommendations for distribution of certain Community development Block Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A
1993 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS

BOS Community Development Corporation $80,000
Project will provide moderate home rehabilitation for 25 owner occupied units. Investment leverages no other funds.

Broadway Heights $72,000
Project will provide appliances for 48 units being constructed in the Citizens area. Investment leverages $2,555,870.

Bynum Enterprises $100,000
Project will purchase and rehabilitate small strip mall in Martindale-Brightwood area. Investment leverages $600,000.

Central Indiana Council on Aging $50,000
Project will provide moderate home rehabilitation for 20 senior citizen owner occupied unites not served by a community development corporation (CDC). Investment leverages $200,000.

Eastside Community Investments, Inc. - St. Philip Neri $75,000
Project will provide 13 living units for senior citizens and training facilities for ECI's Day Care program. Investment leverages $1,058,200.

Eastside Community Investments, Inc. - Rehab $75,000
Project will provide moderate home rehabilitation for 26 owner occupied units. Investment leverages $148,950.

Eastside Community Investments, Inc./Pedcor $50,000
Project will construct 20 living units for low/moderate income families, and assist them with establishment of an asset for future home purchase. Investment leverages $1,500,000.

Habitat for Humanity $32,500
Project provides for water and sewer hookup for 6 units for home ownership. Investment leverages approximately $300,000.

Habitat for Humanity/West Indianapolis Community Development Corporation $38,600
Project provides water and sewer hookup for 9 units for home ownership. Investment leverages approximately $450,000.

Mapleton-Fall Creek Housing Development Corp. - Handyman Project $50,000
Project will provide minor repairs for owner occupied units and training for area residents. Investment leverages approximately $34,196.

Mapleton-Fall Creek Housing Development Corp. Owner Occupied Rehab $50,000
Project will provide rehab assistance to 10 owner occupied units in MFC's program area. Investment will leverage approximately $80,000.

Near North Development Corporation - Kenwood Place II $10,697
Project provides 24 housing units for senior citizens. Investment leverages $750,432.

Rehab Resource, Inc. $25,000
Project will provide operational assistance to warehouse serving low-moderate income persons. Investment leverages $46,200.

South East Neighborhood Development $160,000
South East Neighborhood Development was formed by the merger of Fountain Square Church and Community Project and Fountain Square/ Fletcher Place Investment Corporation. Project will rehabilitate 6 single family homes and sell them to low-moderate income families. Also, the project will provide moderate home rehabilitation for 18 owner occupied units. Investment leverages $289,500.

Stellar Homes, Inc. $100,000
Project will start up a modular housing manufacturing facility. Investment leverages $1,000,000.

United Northwest Area Development Corporation $100,000
Project will provide moderate home rehabilitation for 25 owner occupied units. Investment leverages no other funds.

West Indianapolis Development Corporation $75,000
Project will provide moderate home rehabilitation for 7+ owner occupied units. Investment will be leveraged with other loans when possible.

Williams, Howard, Wright, Inc. $57,000
Project will provide moderate home rehabilitation for owner occupied units in the Forest Manor area. Investment leverages no other funds.

Total requested $1,200,797

PROPOSAL NO. 377, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 377, 1993 on July 19, 1993. The proposal amends the Dwelling Districts Zoning Ordinance by clarifying the size limitation of commercial motor vehicles that may be parked, stored, maintained or kept on any property in a Dwelling District. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 377, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
2 NAYS: McClamroch, Schneider
4 NOT VOTING: Beadling, Dowden, Hinkle, O'Dell
1 NOT PRESENT: Moriarty

Proposal No. 377, 1993 was retitled GENERAL ORDINANCE NO. 99, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 99, 1993
METROPOLITAN DEVELOPMENT COMMISSION
DOCKET NUMBER 93-AO-4

A GENERAL ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County which ordinance includes the Dwelling Districts Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana ordinances for the zoning or districting of all lands within the county for the purposes of securing adequate light, air convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, neighborhood groups and included municipalities have expressed concern that the existing accessory use provisions of the ordinance allow for large commercial vehicles to be stored on residential property, resulting in the diminution of surrounding property values and weakening the coherence of residentially zoned areas; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Dwelling Districts Zoning Ordinance of Marion County, Indiana, Code of Indianapolis and Marion County, Appendix D, (adopted under Metropolitan Development Commission docket Numbers 89-AO-2, 90-AO-3, 92-AO-1 and 92-AO-3), as amended, pursuant to IC-36-7-4, be amended as follows:

That Section 2.19, C, 3 be amended by deleting the stricken-through language and inserting the underlined language as follows:

3. No commercial motor vehicle or trailer shall be parked, stored, maintained or kept on any property in a Dwelling District unless:

   a. ~~(except those~~ the vehicle~~s with~~ has a maximum load capacity of three-quarters (3/4) of a ton or less; and,

      i. ~~which~~ serves as the sole vehicular transportation of a resident of the property upon which it is parked, stored, maintained or kept~~)~~; or,

ii. ~~unless it~~ such vehicle is within a garage or carport which complies with all the standards and regulations of this ordinance.

Commercial motor vehicles that are in the course of making normal and reasonable service calls are exempt from this provision.

SECTION 2. If any section of this ordinance shall be invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION 3. This ordinance shall be in full force and effect upon its adoption in compliance with IC 36-7-4.

PROPOSAL NO. 382, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 382, 1993 on July 28, 1993. The proposal transfers and appropriates $241,473 for the Department of Transportation, Finance and Administration Division, to fund Maintenance Operation's salary budget. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 382, 1993, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Coughenour, Ruhmkorff
1 NOT PRESENT: Moriarty

Proposal No. 382, 1993, as amended, was retitled FISCAL ORDINANCE NO. 59, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Two Hundred Forty-one Thousand Four Hundred Seventy-three Dollars ($241,473) in the Transportation General Fund for purposes of the Department of Transportation, Finance and Administration Division and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Finance and Administration Division to continue funding Maintenance Operation's salary budget.

SECTION 2. The sum of Two Hundred Forty-one Thousand Four Hundred Seventy-three Dollars ($241,473) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION FINANCE AND ADMINISTRATION DIVISION	TRANSPORTATION GENERAL FUND
I. Personal Services	$241,473
TOTAL INCREASE	$241,473

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION FINANCE AND ADMINISTRATION DIVISION	TRANSPORTATION GENERAL FUND
3. Other Services and Charges	$241,473
TOTAL REDUCTION	$241,473

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 383, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 383, 1993 on July 28, 1993. The proposal amends the Code by authorizing one-way traffic on Vermont Place (District 22). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 383, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
2 NOT VOTING: Coughenour, Williams
1 NOT PRESENT: Moriarty

Proposal No. 383, 1993 was retitled GENERAL ORDINANCE NO. 100, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 100, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana, Section 29-166, One-way streets and alleys designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

EASTBOUND
Vermont Place, from Cincinnati Street
to College Avenue

WESTBOUND
Vermont Place, from Park Avenue
to East Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Curry stated that the Rules and Public Policy Committee will hold another hearing on Proposal No. 304, 1993 on August 9, 1993 for technical amendments only. There will be no further public testimony.

Councillor Rhodes reported that the Administration and Finance Committee on July 27, 1993 moved to postpone the hearing on the MaxTel franchise application until October 18, 1993 to allow the General Counsel and MaxTel's attorneys to explore alternatives for considering applications to provide private cable services. Councillor Rhodes said that the Committee

also resolved that (1) the request for renewal proceedings has commenced, '(2) the initial hearing of the American and Comcast franchises is set for September 14, 1993, and (3) the General Counsel will prepare the rules for the renewal proceedings for consideration by the Committee on September 14, 1993.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:25 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 2nd day of August, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, AUGUST 23, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, August 23, 1993, with Councillor SerVaas presiding.

Councillor Moriarty led the opening prayer and asked for a moment of silence in memory of Teresa Jean Hawkins. Councillor Moriarty invited all present to join her in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Golc

A quorum of twenty-eight members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers,

on Monday, August 23, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

August 3, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, August 12, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 393, 394, 395, 396, 397 and 436, 1993, to be held on Monday, August 23, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 57, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Fifty Thousand Four Hundred Twenty Dollars ($150,420) in the City General Fund for purposes of the Cable Communications Agency and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 58, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Four Hundred Forty-five Thousand One Hundred Forty Dollars ($445,140) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 59, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Two Hundred Forty-one Thousand Four Hundred Seventy-three Dollars ($241,473) in the Transportation General Fund for purposes of the Department of Transportation, Finance and Administration Division, and reducing certain other appropriations for that Division.

GENERAL ORDINANCE NO. 98, 1993, amending the Code of Indianapolis and Marion County by revising the manner in which Franchise fees are established for the towing of vehicles.

GENERAL ORDINANCE NO. 100, 1993, amending the Code of Indianapolis and Marion County, Indiana, Section 29, 166, One-way streets and alleys designated.

SPECIAL RESOLUTION NO. 47, 1993, recognizing Joe Sparks of the Indianapolis Indians.

SPECIAL RESOLUTION NO. 48, 1993, recognizing Indy-West Wrestling Club and their Japanese visitors.

SPECIAL RESOLUTION NO. 49, 1993, recognizing the "Blackmon Family Reunion '93."

SPECIAL RESOLUTION NO. 50, 1993, repealing Special Resolution No. 44, 1990, which established the Marion County Commission on Youth.

SPECIAL RESOLUTION NO. 51, 1993, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of August 2, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 456, 1993. This proposal, sponsored by Councillor Smith, congratulates the Franklin Central High School Band. Councillor Smith read the resolution and presented a framed document to Raymond Hauser, Director, Franklin Central High School Band, who expressed appreciation for the recognition. Councillor Smith moved, seconded by Councillor West, for adoption. Proposal No. 456, 1993 was adopted by unanimous voice vote.

Proposal No. 456, 1993 was retitled SPECIAL RESOLUTION NO. 52, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 52, 1993

SPECIAL RESOLUTION congratulating the Franklin Central High School Band.

WHEREAS, Marion County is the home of the best high school marching band in Indiana the judges ruled at the 46th Annual Indiana State Fair's Band Day Contest; and

WHEREAS, for three straight years the Franklin Central Flashes and Flashettes came in third place in the stiff State Fair competition--until August 11, 1993, when the band's experience and countless hours of practice paid off with the State Fair's First Place trophy being handed to Franklin Central; and

WHEREAS, adopting a theme of America's Fiftieth Anniversary of World War II, the Franklin Central Band had to endure a wet track to march upon, a hot and humid day in band uniforms, and an anxious wait into the evening hours for the judges to announce the winners; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Franklin Central High School Marching Band for being judged the best in the state at the 1993 Indiana State Fair Band Day.

SECTION 2. The Council commends each member of the band and color guard for their proficiency, their many hours and years of hard work and practice, for their commitment, and for their teamwork attitude with the band.

SECTION 3. The Council also recognizes Band Director Raymond Hauser, the many parents who sacrificed and encouraged the band members, the Band Booster Board, school administration, and all others who helped make the championship day possible for Franklin Central High School.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 457, 1993. This proposal, sponsored by Councillor Beadling, recognizes Razor Shines of the Indianapolis Indians. Councillor Beadling said that the resolution will be presented to Razor Shines at a later date. Councillor Beadling moved, seconded by Councillor West, for adoption. Proposal No. 457, 1993 was adopted by unanimous voice vote.

Proposal No. 457, 1993 was retitled SPECIAL RESOLUTION NO. 53, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 53, 1993

A SPECIAL RESOLUTION recognizing Razor Shines of the Indianapolis Indians.

WHEREAS, for the past ten years Anthony Raymond "Razor" Shines was the Indianapolis Indians player who started the rallies, who got the fans into the games, and who after the ninth inning stayed around considering it an honor to be asked by the kids to autograph their baseball gloves and program booklets; and

WHEREAS, Razor Shines came to the Indians in 1984, and that year helped the Tribe win its first of four straight American Association Championship seasons; and

WHEREAS, during the subsequent decade, Shines gave each game, and each time at bat, his "all"; and was a fine role model example for young athletes; and

WHEREAS, beginning with the 1994 season, Shines will trade in his player's cap for a new coaches hat; and

WHEREAS, September 4, 1993, will be Razor Shines Appreciation Night at Bush Stadium, and on this close of the 1993 season his name will be added to the Indians Wall of Fame; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Razor Shines for his great contribution to professional baseball in this city.

SECTION 2. The Council wishes him well as he transforms from being an outstanding player, to the role of being an outstanding coach.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 458, 1993. This proposal, sponsored by Councillor Williams, recognizes the Day of the Working Parent and Indianapolis Section of the National Council of Jewish Women. Councillor Williams read the resolution and presented a framed document to Rozann Rothman and Myrna Weinberger, co-presidents of the National Council of Jewish Women, who expressed appreciation for the recognition. Councillor Williams moved, seconded by Councillor Moriarty, for adoption. Proposal No. 458, 1993 was adopted by unanimous voice vote.

Proposal No. 458, 1993 was retitled SPECIAL RESOLUTION NO. 54, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 54, 1993

A SPECIAL RESOLUTION recognizing the Day of the Working Parent and Indianapolis Section of the National Council of Jewish Women.

WHEREAS, the well-being of families is central to the vitality, strength, and success of our community; and

WHEREAS, there are an increasing number of Indianapolis residents who must balance work responsibilities with the demands of caring for children and elderly relatives; and

WHEREAS, there is a critical need for both workers and businesses to learn more about child and elder care options; and

WHEREAS, new solutions must be sought to help achieve a balance between work and family; and

WHEREAS, the National Council of Jewish Women, celebrating its 100th anniversary, has a history of working for the well-being of families of all social, economic, religious, racial, and ethnic backgrounds; and

WHEREAS, the National Council of Jewish Women is forging partnerships in communities around the country to broaden employer and general public awareness of dependent care issues and to implement strategies for meeting those needs; and

WHEREAS, September 9, 1993, has been declared Indiana Day of the Working Parent by Governor Bayh, and Indianapolis Day of the Working Parent by Mayor Goldsmith; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council joins our mayor and governor in acknowledging September 9 as the Day of the Working Parent, and congratulates the National Council of Jewish Women for their effort on this and many other projects geared toward family preservation.

SECTION 2. The Council congratulates the National Council of Jewish Women on its 100th Anniversary, and acknowledges Mariott Corporation as a major national corporate sponsor; and Embassy Suites Downtown, Bank One, WXTZ Radio, Indianapolis Business Journal and Kudos Snacks as local sponsors of the Day of the Working Parent events.

SECTION 3. The Council invites all members of our community to join the Indianapolis Section of the National Council of Jewish Women on September 9, 1993, at Noon on Monument Circle and at the City Market, and receive a Food For Thought lunchbox.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 350, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 350, 1993 on August 19, 1993. The proposal appoints Diana Wilson Hall to the Board of Parks and Recreation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor West, for adoption.

Councillor Borst voiced his support to appoint Ms. Hall as a member of the Board of Parks and Recreation.

Proposal No. 350, 1993 was adopted by a unanimous voice vote.

Proposal No. 350, 1993 was retitled COUNCIL RESOLUTION NO. 61, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 61, 1993

A COUNCIL RESOLUTION appointing Diana Wilson Hall to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council appoints:

Diana Wilson Hall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 439, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $1,300 for the Washington Township Assessor to purchase plat book supplies"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 440, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE requiring all employees hired subsequent to September 30, 1993 receive their pay through direct deposit"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 441, 1993. Introduced by Councillors Smith and Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the direct payment of township poor relief claim vouchers by trustees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 442, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $16,833,587 for the Department of Metropolitan Development, Public Housing Division, to rehabilitate Blackburn and Hawthorne Place funded by federal monies"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 443, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the disbursement of $358,000 of Community Development Block Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 444, 1993. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $950 for the Superior Court, Criminal Division, Room Four, to cover maintenance contracts and postage expense"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 445, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE appropriating $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 446, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE transferring and appropriating $1,159,500 for the Department of Public Safety, Fire Division, to cover personnel expenses through the end of the year and to pay the hydrant rental due the Indianapolis Water Company"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 447, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $17,500 for the Department of Public Safety, Emergency Management Planning Division, to cover administrative and project planning costs for the Emergency Management Siren Project"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 448, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $25,600 for the Domestic Relations Counseling Bureau, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel expenses for the Visiting Nurse Service"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 449, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $1,680,320 for the Department of Public Works, Storm and Wastewater Management Division, to purchase and install flow meters and samplers and to pay consultant fees to continue the Combined Sewer Overflow Project for a period of one year"; and the President referred it to the Public Works Committee.

[Clerk's Note: Proposal No. 450, 1993 was withdrawn.]

PROPOSAL NO. 451, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $4,700,000 for the Department of Transportation, Asset Management Division, to cover the expense of resurfacing approximately fifty lane miles of streets and of implementing a county-wide inventory of signals, streets and culverts"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 452, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $421,000 for the Department of Transportation, Operations Division, to replace 1993 funds which were used to pay 1992 residential thoroughfare and traffic energy bills"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 453, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving the execution of a lease amendment by and between the Metropolitan Development Commission of Marion County, acting as the Redevelopment Commission of the City of Indianapolis and the Marion County Convention and Recreational Facilities Authority; and making an additional pledge of the City's and County's respective distributive shares of COIT"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 454, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE requiring that certain governmental services be extended beyond the County only pursuant to Interlocal agreements"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 455, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to establish sewer service and connection charges to users who are located outside of Marion County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 459, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 460, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 461, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 462, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 463, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 437, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 437, 1993 on August 18, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Airport Facility Revenue Refunding Bonds (Federal Express Corporation Project) Series 1994 in an aggregate principal amount not to exceed $45,000,000. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Franklin, for adoption. Proposal No. 437, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West
0 NAYS:
6 NOT VOTING: Beadling, Dowden, Gray, Hinkle, Smith, Williams
1 NOT PRESENT: Golc

Proposal No. 437, 1993 was retitled SPECIAL ORDINANCE NO. 9, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 9, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Airport Facility Revenue Refunding Bonds (Federal Express Corporation Project) Series 1994" in an aggregate principal amount not to exceed Forty-Five Million Dollars ($45,000,000) (the "Bonds") and approving and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer"), an Indiana political subdivision, is authorized by the provisions of the Constitution and laws of the State of Indiana, including, without limitation, Title 36, Article 7, Chapters 11.9 and 12 and Title 5, Article 1, Chapter 5 of the Indiana Code, as amended (collectively, the "Act"), to provide for the financing and refinancing of "economic development facilities," as defined in the Act, for the purposes set forth in the Act; and

WHEREAS, Federal Express Corporation (the "Company"), as successor to the interests and obligations of Purolator Courier Corp., has requested the Issuer to issue its economic development revenue refunding bonds to provide refinancing for an "economic development facility," as defined in the Act, which economic development facility was previously financed by the Issuer for the benefit of Purolator Courier Corp. with the proceeds of the Issuer's Airport Facility Revenue Bonds (Purolator Courier Corp. Project), Series 1984 (the "Prior Bonds"), and the Issuer is authorized by the Act to refund its Prior Bonds and provide refinancing for such "economic development facility"; and

WHEREAS, the Issuer, prior to the issuance of the Prior Bonds, adopted its Special Resolution, preliminarily approving the Project and evidencing the Issuer's intent to issue its economic development revenue bonds in order to provide financing for the Project; and

WHEREAS, the Issuer issued the Prior Bonds to provide financing for certain air package express sorting facilities (the "Project"), located at Indianapolis International Airport in the City of Indianapolis, Indiana, constituting an "economic development facility" within the meaning of the Act; and

WHEREAS, the refinancing of the Project will comply with the purposes and provisions of the Act, and constitute the refinancing of an "economic development facility" within the meaning of the Act; and

WHEREAS, it is proposed to pay the cost of refinancing the Project through the issuance of economic development revenue refunding bonds of the Issuer pursuant to the provisions of the Act; and

WHEREAS, the Issuer, through its Economic Development Commission (the "Commission"), has held a public hearing on August 18, 1993 on the question of the refinancing of the Project in compliance with the requirements of the Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), and has determined to refinance the Project through the issuance of its economic development revenue refunding bonds pursuant to the provisions of the Act; and

WHEREAS, on August 18, 1993, the Commission adopted a Resolution, which Resolution has been previously transmitted hereto, finding that the refunding and refinancing complies with the purposes and provisions of the Act, that such refunding and refinancing will be of benefit to the health and general welfare of the Issuer and its citizens and recommending the issuance of the Bonds by the Issuer; and

WHEREAS, in order to refinance the Project, the Issuer now proposes to issue its Bonds in aggregate principal amount not to exceed Forty-Five Million Dollars ($45,000,000) as authorized and permitted by the Act and as hereinafter provided; and

WHEREAS,the proceeds of the Bonds will be loaned by the Issuer to the Company pursuant to a Loan Agreement, dated as of September I, 1993 (the "Loan Agreement"), among the Issuer and the Company, in order to carry out said purposes; and

WHEREAS, pursuant to an Indenture of Trust, dated as of September 1, 1993 (the "Indenture"), among the Issuer, INB National Bank, Indianapolis, Indiana, as trustee (the "Trustee"), the Issuer will assign to the Trustee the Issuer's right, title and interest in, under and to the Loan Agreement (except for certain rights of the Issuer to be reimbursed and indemnified by the Company, and to receive notices) as security for the payment of the Bonds; and

WHEREAS, pursuant to an Underwriting Agreement (the "Underwriting Agreement"), among the Issuer and The First Boston Corporation (the "Underwriter"), the Underwriter will conditionally purchase the Bonds which are to be issued on or about September 28, 1994; and

WHEREAS, the Commission has approved the final forms of the Indenture, Loan Agreement, Escrow Agreement, Underwriting Agreement, Preliminary Official Statement, DTC Letter of Representations and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; and

WHEREAS, two (2) copies of the Financing Documents are on file in the office of the Clerk of the City-County Council (the "Clerk") for public inspection and the forms of the Financing Documents have been presented to this meeting; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The refinancing of the Project through the issuance and sale of the Bonds, as hereinafter provided, is hereby authorized and approved, and is found and determined to be in compliance with the purposes and provisions of the Act.

SECTION 2. In order to provide funds to refinance the Project, there are hereby authorized to be issued by the Issuer economic development revenue refunding bonds of the Issuer in the aggregate principal amount not to exceed Forty-Five Million Dollars ($45,000,000), which economic development revenue refunding bonds shall be designated "City of Indianapolis, Indiana Airport Facility Revenue Refunding Bonds (Federal Express Corporation Project) Series 1994."

The Bonds shall be issued in fully registered form and in such denominations, shall be dated as of such dates, shall bear interest from their dates on the unpaid principal amount thereof at such rates per annum not greater than set forth hereinafter, shall mature on such dates and in such principal amounts, and shall be subject to purchase on such terms as are set forth in the form of Indenture presented to this meeting.

The Bonds shall be subject to redemption prior to maturity at the times, under the circumstances, in the manner, at the prices, in the amounts and with the effect set forth in the form of Indenture presented to this meeting.

The Bonds shall be executed in the name of the Issuer by the manual or facsimile signature of the Mayor, shall be attested by the manual or facsimile signature of the Clerk, shall have the corporate seal of the Issuer impressed or reproduced thereon, shall be authenticated by the endorsement thereon of the Trustee appointed pursuant to the provisions of the Indenture, and on original issuance shall be delivered by the Trustee to the Underwriter as agent for the original purchasers thereof. Temporary Bonds may be delivered pending preparation of definitive Bonds.

The Bonds shall be issued in compliance with and under authority of the provisions of the Act, this Special Ordinance and the Indenture.

SECTION 3. The Bonds and the interest thereon shall be limited obligations of the Issuer, payable solely and only from the revenues and receipts derived by the Issuer pursuant to the Loan Agreement and as otherwise provided in the Financing Documents, and shall be otherwise secured as provided in the Financing Documents. The Bonds shall not in any respect be a general obligation of the Issuer, nor shall they be payable in any manner from funds of the Issuer raised by taxation. The Bonds shall state that they have been issued under the provisions of the Act, and that they do not constitute an indebtedness of the Issuer or a loan of credit thereof within the meaning of any constitutional or statutory provision.

The principal of the Bonds shall be payable at the principal corporate trust office of the Trustee, and at such other offices as may be chosen pursuant to the Indenture. The Bonds shall be payable in any medium which is then legal tender for all debts public and private.

Nothing in this Special Ordinance, the Financing Documents or in any document or agreement required hereby and thereby, shall be construed as an obligation or commitment by the Issuer to expend any of its funds other than (i) the proceeds derived from the sale of the Bonds, (ii) the revenues and receipts derived from the Loan Agreement, and (iii) any moneys arising out of the investment or reinvestment of said proceeds, income, revenues, receipts or moneys.

SECTION 4. Rule I5c2-I2 (b) (1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the Underwriter, that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement. The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 5. The form, terms and provisions of the Financing Documents presented to this meeting are in all respect approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk or City Controller. The Mayor and Clerk of the Issuer are hereby authorized, empowered and directed to execute, acknowledge and deliver the Financing Documents, with or without an impression of the official seal of the Issuer as required thereby. The sale of the Bonds to the Underwriter at a price of not less than 99% of the aggregate principal amount thereof plus accrued interest, if any, at a stated per annum rate of interest not to exceed 9% and a term not to exceed 31 years is hereby approved. The Mayor, as the applicable Elected Representative pursuant to Section 147(f) of the Code, is hereby authorized to execute a certificate approving the issue of the Bonds following an additional public hearing to be held after October I, 1993 pursuant to Section I47(f) of the Code.

The Financing Documents, as so executed and delivered, shall be in substantially the forms now before this meeting and hereby approved, with only such changes therein as shall be approved by the officers of the Issuer executing the same, their execution thereof to constitute conclusive evidence of their approval and the approval of this City-County Council of any and all changes or revisions therein from the forms thereof now before this meeting provided that such changes do not affect terms set forth in this Special Ordinance and the Financing Documents pursuant to Indiana Code 36-7-I2-27(a)(I) through (a)(I0); and from and after the execution and delivery of the Financing Documents, the Mayor and the Clerk of the Issuer are hereby authorized, empowered and directed to do all such acts and things, and to execute all documents (including any certifications, financing statements, assignments and other instruments), as may be necessary, in the opinion of counsel to the Issuer, to carry out and comply with the provisions of the Financing Documents as executed, and in any other documents and instruments required to effectuate any portion of the financing transaction and to carry out and comply with the purposes of the Act and this Special Ordinance.

If any of the officers of the Issuer who shall have signed or sealed any of the Bonds shall cease to be such officers of the Issuer before the Bonds so signed and sealed shall have been authenticated by the Trustee, or delivered by or on behalf of the Issuer, such Bonds, nevertheless, may be authenticated and delivered with the same force and effect as though the person or persons who signed or sealed the same had not ceased to be such officer or officers of the Issuer; and also any such Bonds may be signed and sealed on behalf of the Issuer by those persons who, at the actual date of the execution of such Bonds, shall be the proper officers to the Issuer, although at the nominal date of such Bonds any such person shall not have been such an officer of the Issuer.

SECTION 6. The provisions of this Special Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereof.

SECTION 7. All ordinances, resolutions and orders, and parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed. The provisions of this Special Ordinance and the Financing Documents shall

constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds this Special Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid. This Special Ordinance shall take effect and be in full force upon its adoption and compliance with Title 36, Article 3, Chapter 4, Section 14 of the Indiana Code.

PROPOSAL NO. 438, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 438, 1993 on August 18, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Morningside of College Park Project) in an aggregate principal amount not to exceed $6,695,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 438, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Gray, Hinkle, Williams
1 NOT PRESENT: Golc

Proposal No. 438, 1993 was retitled SPECIAL ORDINANCE NO. 10, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 10, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Morningside of College Park Project) in an aggregate principal amount not to exceed Six Million Six Hundred Ninety-Five Thousand Dollars ($6,695,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer"), an Indiana political subdivision, is authorized by the provisions of the Constitution and laws of the State of Indiana, including, without limitation, Title 36, Article 7, Chapters 11.9 and 12 and Title 5, Article 1, Chapter 5 of the Indiana Code, as amended (collectively, the "Act"), to provide for the financing and refinancing of "economic development facilities," as defined in the Act, for the purposes set forth in the Act; and

WHEREAS, Morningside of College Park, an Indiana limited partnership (the "Company"), has requested the Issuer to issue its economic development revenue refunding bonds to provide refinancing for an "economic development facility," as defined in the Act, which economic development facility was previously financed by the Issuer for the benefit of the Company with the proceeds of the Issuer's Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project) (the "Prior Bonds"), and the Issuer is authorized by the Act to refund its Prior Bonds and provide refinancing for such "economic development facility"; and

WHEREAS, the Issuer, prior to the issuance of the Prior Bonds, adopted its Special Resolution, preliminarily approving the Project and evidencing the Issuer's intent to issue its economic development revenue bonds in order to provide financing for the Project; and

WHEREAS, the Issuer on October 31, 1989, issued the Prior Bonds to provide financing for certain congregate housing facilities including 128 multi-family residential rental units (the "Project"), located at 8810 Colby Boulevard in the City of Indianapolis, Indiana, constituting an "economic development facility" within the meaning of the Act; and

WHEREAS, the refinancing of the Project will comply with the purposes and provisions of the Act, and constitute the refinancing of an "economic development facility" within the meaning of the Act; and

WHEREAS, it is proposed to pay the cost of refinancing the Project through the issuance of economic development revenue refunding bonds of the Issuer pursuant to the provisions of the Act; and

WHEREAS, the Issuer, through its Economic Development Commission (the "Commission"), has held a public hearing on August 18, 1993 on the question of the refinancing of the Project in compliance with the requirements of the Section 147(f) of the Internal Revenue Code of 1986, as amended, and has determined to refinance the Project through the issuance of its economic development revenue refunding bonds pursuant to the provisions of the Act; and

WHEREAS, on August 18, 1993, the Commission adopted a Resolution, which Resolution has been previously transmitted hereto, finding that the refunding and refinancing complies with the purposes and provisions of the Act, that such refunding and refinancing will be of benefit to the health and general welfare of the Issuer and its citizens and recommending the issuance of the Bonds (as hereinafter defined) by the Issuer; and

WHEREAS, in order to refinance the Project, the Issuer now proposes to issue its Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Morningside of College Park Project) (the "Bonds") in aggregate principal amount not to exceed Six Million Six Hundred Ninety Five Thousand Dollars ($6,695,000) as authorized and permitted by the Act and as hereinafter provided; and

WHEREAS,the proceeds of the Bonds will be loaned by the Issuer to the Company pursuant to a Loan Agreement, dated as of August 1, 1993 (the "Loan Agreement"), among the Issuer and the Company, in order to carry out said purposes; and

WHEREAS, pursuant to an Indenture of Trust, dated as of August 1, 1993 (the "Indenture"), among the Issuer, Peoples Bank & Trust Company, Indianapolis, Indiana, as trustee (the "Trustee"), the Issuer will assign to the Trustee the Issuer's right, title and interest in, under and to the Loan Agreement (except for certain rights of the Issuer to be reimbursed and indemnified by the Company, and to receive notices) as security for the payment of the Bonds; and

WHEREAS, pursuant to a Bond Placement Agreement dated as of August 25, 1993 (the "Bond Placement Agreement"), among the Issuer, the Company and Bank One, Columbus, NA (the "Placement Agent"), the Placement Agent will undertake to effect an offering of the Bonds and to remarket Bonds tendered for purchase under certain circumstances; and

WHEREAS, the Commission has approved the final forms of the Indenture, Loan Agreement, Land Use Restriction Agreement, Escrow Agreement, Bond Placement Agreement, and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; and

WHEREAS, two (2) copies of the Financing Documents are on file in the office of the Clerk of the City-County Council (the "Clerk") for public inspection and the forms of the Financing Documents have been presented to this meeting; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The refinancing of the Project through the issuance and sale of the Bonds, as hereinafter provided, is hereby authorized and approved, and is found and determined to be in compliance with the purposes and provisions of the Act.

SECTION 2. In order to provide funds to refinance the Project, there are hereby authorized to be issued by the Issuer economic development revenue refunding bonds of the Issuer in the aggregate principal amount not to exceed Six Million Six Hundred Ninety-Five Thousand Dollars ($6,695,000), which economic development revenue refunding bonds shall be designated "City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Morningside of College Park Project)."

The Bonds shall be issued in fully registered form and in such denominations, shall be dated as of such dates, shall bear interest from their dates on the unpaid principal amount thereof at such rates per annum, shall mature on such dates and in such principal amounts, and shall be subject to purchase on such terms as are set forth in the form of Indenture presented to this meeting.

The Bonds shall be subject to redemption prior to maturity at the times, under the circumstances, in the manner, at the prices, in the amounts and with the effect set forth in the form of Indenture presented to this meeting.

The Bonds shall be executed in the name of the Issuer by the manual or facsimile signature of the Mayor, shall be attested by the manual or facsimile signature of the Clerk, shall have the corporate seal of the Issuer impressed or reproduced thereon, shall be authenticated by the endorsement thereon of the Trustee or any tender agent (the "Tender Agent") appointed pursuant to the provisions of the Indenture, and on original issuance shall be delivered by the Trustee to the Placement Agent as agent for the original purchasers thereof. Temporary Bonds may be delivered pending preparation of definitive Bonds.

The Bonds shall be issued in compliance with and under authority of the provisions of the Act, this Special Ordinance and the Indenture.

SECTION 3. The Bonds and the interest thereon shall be limited obligations of the Issuer, payable solely and only from the revenues and receipts derived by the Issuer pursuant to the Loan Agreement and as otherwise provided in the Financing Documents, and shall be otherwise secured as provided in the Financing Documents. The Bonds shall not in any respect be a general obligation of the Issuer, nor shall they be payable in any manner from funds of the Issuer raised by taxation. The Bonds shall state that they have been issued under the provisions of the Act, and that they do not constitute an indebtedness of the Issuer or a loan of credit thereof within the meaning of any constitutional or statutory provision.

The Bonds shall be payable at the principal corporate trust office of the Trustee, and at such other offices as may be chosen pursuant to the Indenture. The Bonds shall be payable in any medium which is then legal tender for all debts public and private.

Nothing in this Special Ordinance, the Financing Documents or in any document or agreement required hereby and thereby, shall be construed as an obligation or commitment by the Issuer to expend any of its funds other than (i) the proceeds derived from the sale of the Bonds, (ii) the revenues and receipts derived from the Loan Agreement, and (iii) any moneys arising out of the investment or reinvestment of said proceeds, income, revenues, receipts or moneys.

SECTION 4. Rule 15c2-12 (b) (1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Offering Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Offering Memorandum is hereby authorized to certify to the Placement Agent that the information in the Preliminary Offering Memorandum with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Offering Memorandum. The use of an Offering Memorandum in substantially the same form as the Preliminary Offering Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 5. The form, terms and provisions of the Financing Documents presented to this meeting are in all respect approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk or City Controller. The Mayor and Clerk of the Issuer are hereby authorized, empowered and directed to execute, acknowledge and deliver the Financing Documents, with or without an impression of the official seal of the Issuer as required thereby. The sale of the Bonds to the purchasers designated by the Placement Agent at a price of 100% of the aggregate principal amount thereof plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents is hereby approved.

The Financing Documents, as so executed and delivered, shall be in substantially the forms now before this meeting and hereby approved, with only such changes therein as shall be approved by the officers of the Issuer executing the same, their execution thereof to constitute conclusive evidence of their approval and the approval of this City-County Council of any and all changes or revisions therein from the forms thereof now before this meeting provided that such changes do not affect terms set forth in this Special Ordinance and the Financing Documents pursuant to Indiana Code 36-7-12-27(a)(1) through (a)(10); and from and after the execution and delivery of the Financing Documents, the Mayor and the Clerk of the Issuer are hereby authorized, empowered and directed to do all such acts and things, and to execute all documents (including any certifications, financing

statements, assignments and other instruments), as may be necessary, in the opinion of counsel to the Issuer, to carry out and comply with the provisions of the Financing Documents as executed, and in any other documents and instruments required to effectuate any portion of the financing transaction and to carry out and comply with the purposes of the Act and this Special Ordinance.

If any of the officers of the Issuer who shall have signed or sealed any of the Bonds shall cease to be such officers of the Issuer before the Bonds so signed and sealed shall have been authenticated by the Trustee [or the Tender Agent], or delivered by or on behalf of the Issuer, such Bonds, nevertheless, may be authenticated and delivered with the same force and effect as though the person or persons who signed or sealed the same had not ceased to be such officer or officers of the Issuer; and also any such Bonds may be signed and sealed on behalf of the Issuer by those persons who, at the actual date of the execution of such Bonds, shall be the proper officers to the Issuer, although at the nominal date of such Bonds any such person shall not have been such an officer of the Issuer.

SECTION 6. The provisions of this Special Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereof.

SECTION 7. All ordinances, resolutions and orders, and parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed. The provisions of this Special Ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds this Special Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid. This Special Ordinance shall take effect and be in full force upon its adoption and compliance with Title 36, Article 3, Chapter 4, Section 14 of the Indiana Code.

PROPOSAL NOS. 464-469, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on August 19, 1993". The Council did not schedule Proposal Nos. 464-469, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 464-469, 1993 were retitled REZONING ORDINANCE NOS. 101-106, 1993 and are identified as follows:

REZONING ORDINANCE NO. 101, 1993. 93-Z-87 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 11.
1740 EAST 30TH STREET (approximate address), INDIANAPOLIS.
BOARD OF SCHOOL COMMISSIONERS OF THE CITY OF INDIANAPOLIS, a/k/a INDIANAPOLIS PUBLIC SCHOOLS, requests the rezoning of I3 acres, being in the C-1 AND D-5 Districts, to the SU-2 classification to provide for the renovation/conversion of school Number I10 from an elementary school to a middle school.

REZONING ORDINANCE NO. I02, 1993. 93-Z-89 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 25.
6950 U.S. HWY. 31 SOUTH (approximate address), INDIANAPOLIS.
SENECAL PETROLEUM CO., INC., by William F. LeMond, requests the rezoning of 2.202 acres, being in the D-A District, to the C-I classification to provide for commercial office development.

REZONING ORDINANCE NO. I03, 1993. 93-Z-90 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # I6.
422 WEST MICHIGAN STREET (approximate address), INDIANAPOLIS.
JOSEPH F. MILLER, by Michael R. Fisher, requests the rezoning of 0.2 acre, being in the I-3-U/RC District, to the CBD-2/RC classification to provide for residential condominium development.

REZONING ORDINANCE NO. 104, 1993. 93-Z-91 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
COTTAGE HOME NEIGHBORHOOD (approximate address), INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of approximately 28.06 acres, being in the I-3-U and C-2 Districts, to the D-8 classification to promote the maintenance, redevelopment, and new development of residences in accordance with the Highland-Brookside Neighborhood Plan and to also conform zoning with the present use of the property as residential.

REZONING ORDINANCE NO. 105, 1993. 93-Z-101 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT #23.
4101 SOUTH EMERSON AVENUE (approximate address), INDIANAPOLIS.
GREENFIELD BUILDERS, INC., by Joseph M. Scimia, requests the rezoning of 22.7 acres, being in the C-S District to the C-S classification to provide for a light industrial center.

REZONING ORDINANCE NO. 106, 1993. 93-Z-117 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
15 COUNTRY CLUB ROAD (approximate address), INDIANAPOLIS.
EATON AND LAUTH DEVELOPMENT COMPANY, by Therese Fehribach Coffey, requests the rezoning of 11.526 acres, being in the C-3 and I-3-S Districts, to the C-3 classification to provide for the development of a supermarket and community shopping center.

PROPOSAL NOS. 470-476, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on August 19, 1993". The Council did not schedule Proposal Nos. 470-476, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 470-476, 1993 were retitled REZONING ORDINANCE NOS. 107-113, 1993 and are identified as follows:

REZONING ORDINANCE NO. 107, 1993. 93-Z-67 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 21.
3422 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.
GORDON CHASTAIN (DAMIEN CENTER) requests the rezoning of 1.875 acres, being in the SU-I District, to the D-8 classification to provide for the development of a 24 unit multi-family project.

REZONING ORDINANCE NO. 108, 1993. 93-Z-84 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
2920 WEST 62ND STREET (approximate address), INDIANAPOLIS.
THE BRADFORD GROUP, INC., by Stephen D. Mears, requests the rezoning of 47.42 acres, being in the D-6II, D-2 and D-A Districts, to the D-4 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 109, 1993. 93-Z-96 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 7.
1001 BROAD RIPPLE AVENUE (approximate address), INDIANAPOLIS.
1001 PROPERTIES, INC., by Stephen D. Mears, requests the rezoning of 2 acres, being in the C-S District, to the C-3 classification to provide for commercial retail uses.

REZONING ORDINANCE NO. 110, 1993. 93-Z-97 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 20.
506 EAST NATIONAL STREET (approximate address), INDIANAPOLIS.
GREATER GREENWOOD BROADCASTING LTD PARTNERSHIP, by Raymond Good, requests the rezoning of 0.6436 acre, being in the C-5 District, to the SU-5 classification to provide for a radio broadcasting antenna and accessory building.

REZONING ORDINANCE NO. 111, 1993. 93-Z-99 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 3.
6260 EAST 86TH STREET (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP TRUSTEE, by Edward Williams, requests the rezoning of 2.998 acres, being in the PK-1 District, to the SU-9 classification to provide for an existing fire station and headquarters.

REZONING ORDINANCE NO. 112, 1993. 93-Z-100 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 5.
7667 NORTH OAKLANDON ROAD (approximate address), INDIANAPOLIS.
JOHN B. CHIVINGTON requests the rezoning of 3.794 acres, being in the D-A District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 113, 1993. 93-Z-102 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 24.
7709 SHELBYVILLE ROAD (approximate address), INDIANAPOLIS.

KENNETH D. SUITS, by Norma Smith, requests the rezoning of 1.5 acres, being in the D-A District, to the D-1 classification to provide for residential use.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 108, 1993. The proposal appropriates $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until September 13, 1993. Consent was given.

PROPOSAL NO. 196, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 196, 1993 on August 18, 1993. The proposal appropriates $21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer. By a 7-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:45 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 196, 1993, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
2 NOT VOTING: Hinkle, Williams
1 NOT PRESENT: Golc

Proposal No. 196, 1993, as amended, was retitled FISCAL ORDINANCE NO. 60, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty-one Thousand Eight Hundred Fifty-one Dollars ($21,851) in the County General Fund for purposes of the Superior Court, Juvenile Division/Detention Center and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (kk) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division/ Detention Center to pay the salary of a Truancy Probation Officer.

SECTION 2. The sum of Twenty-one Thousand Eight Hundred Fifty-one Dollars ($21,851) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, JUVENILE DIVISION/DETENTION CENTER	COUNTY GENERAL FUND
1. Personal Services	$17,693

COUNTY AUDITOR	
1. Personal Services (fringes)	4,158
TOTAL INCREASE	$21,851

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$21,851
TOTAL REDUCTION	$21,851

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 356, 1993. The proposal appropriates $50,000 for the Presiding Judge of the Municipal Court to fund the first year of a three-year program to study the effectiveness of the different types of alcohol treatment programs now being used by the Municipal Court Probation Department. Councillor Dowden asked for consent to postpone Proposal No. 356, 1993 until September 13, 1993. Consent was given.

PROPOSAL NO. 380, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 380, 1993 on August 18, 1993. The proposal transfers and appropriates $687,907 for the Marion County Public Defender Agency to transfer certain employees from the Presiding Judge of the Municipal Court budget to the Marion County Public Defender Agency budget, to provide for the staffing of the office of Chief Public Defender, to provide for expense of death penalty cases and certain other expenditures in excess of the amounts budgeted. By a 6-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:49 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 380, 1993, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Rhodes
2 NOT VOTING: Beadling, Hinkle
1 NOT PRESENT: Golc

Proposal No. 380, 1993, as amended, was retitled FISCAL ORDINANCE NO. 61, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Six Hundred Eighty-seven Thousand Nine Hundred Seven Dollars ($687,907) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the County General Fund and certain other appropriations for the Presiding Judge of the Municipal Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (cc) and (ccc) of the City-County Annual Budget for 1993, be and is hereby amended by

the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to transfer certain employees from the Presiding Judge of the Municipal Court budget to the Marion County Public Defender Agency budget, to provide for the staffing of the office of Chief Public Defender, to provide for expense of death penalty cases and certain other expenditures in excess of the amounts budgeted.

SECTION 2. The sum of Six Hundred Eighty-seven Thousand Nine Hundred Seven Dollars ($687,907) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY PUBLIC DEFENDER AGENCY	COUNTY GENERAL FUND
1. Personal Services	$172,875
2. Supplies	3,000
3. Other Services and Charges	512,032
TOTAL INCREASE	$687,907

SECTION 4. The said increased appropriation is funded by the following reductions:

PRESIDING JUDGE OF THE MUNICIPAL COURT	COUNTY GENERAL FUND
1. Personal Services	$ 41,235
3. Other Services and Charges	21,032
Unappropriated and Unencumbered County General Fund	625,640
TOTAL REDUCTION	$687,907

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 393, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 393, 1993 on August 18, 1993. The proposal appropriates $60,000 for the Sheriff to pay overtime to officers working Project 55. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:52 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 393, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
3 NAYS: Black, Gray, Williams
1 NOT VOTING: Beadling
1 NOT PRESENT: Golc

Proposal No. 393, 1993 was retitled FISCAL ORDINANCE NO. 62, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty Thousand Dollars ($60,000) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (z) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay overtime to officers that are working jointly with Purdue University to study the average free flow speed on Indiana highways.

SECTION 2. The sum of Sixty Thousand Dollars ($60,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SHERIFF	STATE AND FEDERAL GRANTS FUND
I. Personal Services	$60,000
TOTAL INCREASE	$60,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$60,000
TOTAL REDUCTION	$60,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 394, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 394, 1993 on August 18, 1993. The proposal appropriates $311,046 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Marion County Justice Agency to provide for the continuation of various programs. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:54 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 394, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Golc

Proposal No. 394, 1993 was retitled FISCAL ORDINANCE NO. 63, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Hundred Eleven Thousand Forty-six Dollars ($311,046) in the County Corrections Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (b), (z), (aa), and (dd) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency

to continue providing various programs for the diversion of misdemeanant populations from their penal facilities.

SECTION 2. The sum of Three Hundred Eleven Thousand Forty-six Dollars ($311,046) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

	COUNTY CORRECTIONS FUND
COUNTY AUDITOR	
1. Personal Services (fringes)	$ 5,021
COUNTY SHERIFF	
3. Other Services and Charges	140,901
COMMUNITY CORRECTIONS	
1. Personal Services	21,367
3. Other Services and Charges	123,757
MARION COUNTY JUSTICE AGENCY	
1. Personal Services	20,000
TOTAL INCREASE	$311,046

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY CORRECTIONS FUND
Unappropriated and Unencumbered	
County Corrections Fund	$311,046
TOTAL REDUCTION	$311,046

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 395, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 395, 1993 on August 18, 1993. The proposal appropriates $100,000 for the Marion County Justice Agency to purchase surveillance, sweeping, listening, and miscellaneous equipment for the narcotics/intelligence divisions. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:59 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 395, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Coughenour
1 NOT PRESENT: Golc

Proposal No. 395, 1993 was retitled FISCAL ORDINANCE NO. 64, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Thousand Dollars ($100,000) in the Law Enforcement

Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (dd) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to purchase surveillance, sweeping listening and miscellaneous equipment for narcotics/intelligence divisions.

SECTION 2. The sum of One Hundred Thousand Dollars ($100,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

MARION COUNTY JUSTICE AGENCY	LAW ENFORCEMENT FUND
4. Capital Outlay	$100,000
TOTAL INCREASE	$100,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	LAW ENFORCEMENT FUND
Unappropriated and Unencumbered Law Enforcement Fund	$100,000
TOTAL REDUCTION	$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 396, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 396, 1993 on August 18, 1993. The proposal appropriates $10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Sojourner Children's Program. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:02 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 396, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Coughenour
1 NOT PRESENT: Golc

Proposal No. 396, 1993 was retitled FISCAL ORDINANCE NO. 65, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Ten Thousand Three Hundred Fifty Dollars ($10,350) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (dd) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to continue providing services to victims of family violence.

SECTION 2. The sum of Ten Thousand Three Hundred Fifty Dollars ($10,350) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY JUSTICE AGENCY	STATE AND FEDERAL GRANTS FUND
3. Other Services and Charges	$10,350
TOTAL INCREASE	$10,350

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$10,350
TOTAL REDUCTION	$10,350

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 397, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 397, 1993 on August, 18, 1993. The proposal appropriates $199,877 for Community Corrections to establish the Craine House Family Living Program funded by state and federal grants. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:04 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 397, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Coughenour
1 NOT PRESENT: Golc

Proposal No. 397, 1993 was retitled FISCAL ORDINANCE NO. 66, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Ninety-nine Thousand Eight Hundred Seventy-seven Dollars ($199,877) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (aa) of the City-County Annual Budget for 1993, be and is hereby amended by the

increases and reductions hereinafter stated for purposes of Community Corrections to fund the Craine House Family Living Program through a Community Corrections Grant Act Agreement with Marion County.

SECTION 2. The sum of One Hundred Ninety-nine Thousand Eight Hundred Seventy-seven Dollars ($199,877) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	STATE AND FEDERAL GRANTS FUND
3. Other Services and Charges	$199,877
TOTAL INCREASE	$199,877

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$199,877
TOTAL REDUCTION	$199,877

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 436, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 436, 1993 on August 9, 1993. The proposal elects to fund Metropolitan Emergency Communications Agency in 1994 with County Option Income Tax revenues. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:09 p.m. There being no one present to testify, Councillor Curry moved, seconded by Councillor Borst, for adoption. Proposal No. 436, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith
0 NAYS:
3 NOT VOTING: Hinkle, West, Williams
1 NOT PRESENT: Golc

Proposal No. 436, 1993 was retitled SPECIAL ORDINANCE NO. 11, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 11, 1993

A SPECIAL ORDINANCE election to fund MECA in 1994 with County Option Income Tax Revenues.

WHEREAS, IC 36-8-15-19(b) provides that the City-County Council may elect to fund the operation of a public safety communications system and computer facilities special taxing district from part of the certified distribution the county is to receive during a particular calendar year under IC 6-3.5-6-17; and

WHEREAS, the Marion County Metropolitan Emergency Communications Agency ("MECA") is the governing body of the Consolidated City of Indianapolis and Marion County public safety communications system and computer facilities district ("District"); and

WHEREAS, to make such an election for 1994, the City-County Council, prior to September 1, 1993, must pass an ordinance specifying the amount of the certified distribution to be used to fund the District; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby elects to fund the operation of the District through MECA in 1994 from part of the certified distribution the county is to receive under IC 6-3.5-6-17.

SECTION 2. The amount of the certified distribution to be used for this purpose is $2,000,000.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 95, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 95, 1993 on August 9, 1993. The proposal, sponsored by Councillor Smith, urges the Indiana General Assembly to transfer property tax controls to county authority and the electorate. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Curry moved, seconded by Councillor Borst, to strike. Proposal No. 95, 1993 was stricken by unanimous voice vote.

[Clerk's Note: Proposal No. 304, 1993 was moved down on the agenda until a corrected committee version could be distributed to the Council members.]

PROPOSAL NO. 351, 1993. The proposal, sponsored by Councillors Mullin and SerVaas, urges the adoption of Daylight Saving Time (DST). Councillor Mullin asked for consent to postpone Proposal No. 351, 1993 until the October 11, 1993 Council meeting. Councillor West asked why it should be postponed. Councillor Mullin withdrew his motion to postpone.

Councillor Curry said that he voted on the minority side on Proposal No. 351, 1993, so he asked Councillor West to give the Committee report. Councillor West reported that the Rules and Public Policy Committee heard Proposal No. 351, 1993 on August 9, 1993. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor West stated that a number of business groups throughout the state support this proposal. Councillor West moved, seconded by Councillor Mullin, for adoption.

Councillor Dowden said that Indiana used to be on Central Standard Time (CST). He would support this proposal if it would induce the General Assembly to pass legislation to put Indiana back on CST and then go on DST.

Councillor Mullin stated that Indiana is on Eastern Standard Time with the exception of five northwest and five southwest counties.

Councillor Boyd said that this resolution gives the State Legislature another perspective as to what some people in central Indiana think about DST. He voiced his support of the proposal.

The President passed the gavel to Councillor West.

The President stated that he believes that (1) the businesses in central Indiana are more and more oriented to the east coast and particularly Wall Street, and (2) with so many working families today an extra hour of daylight in the evening would be desirable.

Councillor West returned the gavel to the President.

Proposal No. 351, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Black, Boyd, Coughenour, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, West, Williams
7 NAYS: Borst, Brents, Curry, Dowden, Schneider, Shambaugh, Smith
1 NOT PRESENT: Golc

Proposal No. 351, 1993 was retitled SPECIAL RESOLUTION NO. 55, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 55, 1993

A SPECIAL RESOLUTION urging the adoption of Daylight Saving Time.

WHEREAS, Daylight Saving Time (DST) adds an hour of daylight to the evening; and

WHEREAS, DST was conceived by Benjamin Franklin to save candles, and was used in the United States during World Wars I and II for energy conservation; and

WHEREAS, the federal Uniform Time Act of 1966 required those states which observe DST to standardize the two dates a year when all the clocks change, but continued to allow states the option of adopting DST; and

WHEREAS, Indiana is now a confusing island of different official and unofficial time zones; and only Arizona and most of Indiana are not on Daylight Saving Time; and

WHEREAS, advantages of adopting DST include pedestrian and vehicle traffic safety, more evening parks and recreational activity and sales, increased productivity and less confusion with Indiana joining in step with the rest of the nation, eliminating the disruption of television programming including newscasts and lost TV advertising, allow more youth after-school athletic and other programs in daylight, likely lower crime in the evening by creating a safer working environment for retailers such as convenience stores, and improved communications in the financial institutions between home offices and branches in other states with DST as well as business activity with the New York Stock Exchange; and

WHEREAS, it is more simple to change clocks than it is to alter lifestyles twice a year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council urges the Indiana General Assembly to pass legislation to give Hoosier residents more daylight time in the evenings and to synchronize Indiana's time zone with the rest of the U.S.A. on Daylight Saving Time.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 304, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 304, 1993 on July 13 and August 9, 1993. The proposal, sponsored by Councillors Coughenour, Beadling, Borst, Boyd, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, SerVaas, Short, Smith and Williams, amends the Code concerning smoking restrictions. At the July 13th Committee hearing there were a number of people who testified for and against the proposal, and there were also a number of petitions filed both for and against the ordinance. At the August 9th Committee hearing the proposal was amended to define specifically what local government

buildings would not be included in the ordinance. The local government buildings which are not included in this ordinance are:

(1) buildings owned or controlled by township trustees, the Marion County Healthcare Center, or independent municipal corporations having jurisdiction in Marion County,

(2) residential dwelling units occupied as private residences under agreements with the City or County, including public housing units,

(3) those portions of the County Jail or other buildings used primarily as the living areas of inmates or other detainees,

(4) any buildings of the City or County occupied entirely by private businesses.

Councillor Curry further stated that by a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor Coughenour, for adoption.

Councillor Coughenour moved to delete the last two sentences in Sec. 20-207. This motion was seconded by Councillor Gilmer

Councillor Moriarty asked if there will be any penalties for people who continue to smoke in the building. Mark Mertz, Assistant Counsel, Office of Corporation Counsel, stated that the penalties would be between $1 and $2,500.

Councillor Coughenour's motion passed by unanimous voice vote.

Councillor Ruhmkorff moved to substitute the following for Proposal No. 304, 1993:

ARTICLE VIII. SMOKING RESTRICTIONS

Sec. 20-201. Policy to restrict tobacco smoking.

To reduce the annoyance and health risks to nonsmokers from exposure to tobacco smoke, smoking (as herein defined) is restricted in certain local government buildings as provided in this article.

Sec. 20-202. Definitions.

As used in this article, the following terms shall mean:

(a) *Local government building* shall mean any enclosed structure, or room therein, which is owned, leased or controlled by the City of Indianapolis or Marion County or any of their departments or agencies, including courts, and which is used or occupied for governmental purposes.

(b) *Public service area* means any room, corridor or similar confined area, wherein the public is required or directed to transact business with local governmental officials.

(c) *Public assembly area* means any room regularly used for public meetings conducted by officials of Indianapolis or Marion County.

(d) *Responsible official* means the official responsible for the maintenance of a local government building or the landlord of such building if it is leased ~~(i) the director of a city department with respect to offices under his or her control; (ii) the elected official as to his or her office; (iii) the judge as to his or her courtroom and court office; (iv) the mayor or the mayor's designee as to any other city or~~

~~county agency, and (v) the city-county council as to shared public assembly areas and as to council staff offices.~~

(e) *Work area* means those portions of a public building used primarily as private offices or work space for employees of the city or county, and not normally accessible by the public except by specific invitation to confer with a public employee.

(f) *Smoking* means the use of lighted tobacco in the form of a cigarette, cigar or similar item or in a pipe or similar smoking equipment, by inhaling and exhaling the smoke of the tobacco, and includes the holding and carrying of such items when burning.

Sec. 20-203. Smoking prohibited in public service areas~~; exception~~.

~~(a)~~ Smoking is hereby prohibited in ~~any~~ all local government buildings in all ~~public service areas, except as provided in subsection (b)~~ except in designated smoking areas.

~~(b) Smoking shall be permitted in the public seating and common area on the first floor of the police wing of the City-County Building and other areas on the first floor of the police wing of the City-County Building where designated by the director of the department of public safety; provided however, such director shall designate a portion of the public area on such floor as an area in which smoking is prohibited.~~

Sec. 20-204. Smoking limited in public assembly areas.

Smoking is prohibited in any public assembly area of any local government building~~, except in portions thereof designated as smoking areas. The responsible official may designate a portion of a public assembly area as a smoking permitted area~~.

Sec. 20-205. Smoking restrictions in work areas authorized.

The responsible official shall designate a portion~~s~~ of ~~work areas~~ each local government building under his or her control as a ~~non~~smoking areas. ~~If designated and posted as "nonsmoking" or "smoking prohibited," it shall be unlawful to smoke in such areas.~~ The responsible official shall give due consideration ~~not only to his or her personal preferences but attempt~~ to reasonably accommodate ~~both nonsmoking and~~ smoking employees by designating one or more convenient areas of each local government building as smoking areas or lounges of a size adequate to accommodate employees and visitors who choose to smoke.

Sec. 20-206. Posting of smoking regulations.

The responsible official having control of a local government building or portions thereof regulated under this article shall make every reasonable effort to designate smoking and nonsmoking areas by:

(a) Posting signs prohibiting or permitting smoking as appropriate under this article. ~~Signs shall be conspicuously posted at each entrance and in prominent places throughout the local government building. The boundary between a smoking and nonsmoking area shall be clearly designated so that persons may differentiate between the two (2) areas.~~

(b) Every reasonable effort shall be made to inform the public when a designated smoking area is available for their preference.

(c) Every reasonable effort shall be made to inform the public that smoking is prohibited in designated no-smoking areas.

~~(d) Every reasonable effort shall be made to inform the public that there are organizations available which provide self-help programs for individuals who desire to quit smoking.~~

(~~e~~d) Any other means which may be appropriate.

Sec. 20-207. Penalties for violation.

Any person smoking in an area where prohibited by the provisions of this article and posted as a no-smoking area and who continues smoking after being asked to stop smoking, shall be subject to penalties for violations

of city ordinances. The penalty for the first and second violation shall be a fine of twenty-five dollars ($25.00); provided, however, the court may suspend such penalty if the violator attends a free, no-smoking clinic, if available, or donates three (3) hours of community service work in the cancer ward of a local hospital. Subsequent violations shall be subject to the penalties in section 1-8 of this Code.

Councillor Black seconded the motion.

Councillor Moriarty asked if currently there are designated smoking areas in the building. Councillor Ruhmkorff responded in the affirmative, but said that it was her understanding that the smoke in the present designated areas were bothering some people.

Councillor Ruhmkorff moved to delete the last two sentences in Sec. 20-207 from her substitute version of Proposal No. 304, 1993.

Councillor Dowden moved to return Proposal No. 304, 1993 to committee. This was seconded by Councillor Gilmer.

Councillor Coughenour stated that there have been two committee hearings on this issue and that the language in the amended Committee version has been before the council since the end of July. She feels that the proposal deserves a vote at this Council meeting.

The President called for a vote on Councillor Dowden's motion. This motion failed by the following roll call vote; viz:

9 YEAS: Beadling, Boyd, Dowden, Gilmer, O'Dell, Rhodes, Ruhmkorff, Shambaugh, Short
18 NAYS: Black, Borst, Coughenour, Curry, Franklin, Giffin, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Schneider, SerVaas, Smith, West, Williams
1 NOT VOTING: Brents
1 NOT PRESENT: Golc

Councillor Ruhmkorff's motion to amend her substitute version by deleting certain language passed by a unanimous voice vote.

Councillor Williams asked if there are areas in this building that are adequately ventilated to remove smoke and to assure persons that there is no potential damage from passive smoke. Ron Reinking, Administrator, Building Authority, replied that there are no areas in the building that have extra ventilation that would address that problem.

Councillor McClamroch asked Councillor Ruhmkorff if there is anything in her substitute version that would require that the designated smoking areas be in separate rooms. Councillor Ruhmkorff replied that she was informed that she could not pick the locations for the smoking areas. Building Authority would decide where the designated smoking sections would be located. Her version states that the smoking areas or lounges should be of a size adequate to accommodate employees who smoke.

Councillor Coughenour stated that there are more than 4,000 chemical compounds in tobacco smoke and at least 43 of these are known to cause cancer. Non smokers who are exposed to cigarette smoke have in their body fluids significant amounts of nicotine, carbon monoxide and other evidence of passive smoke. She said that she prepared this proposal at the request of people who work in this building who, even though there are designated smoking areas, are still very much bothered by the smoke in the air that is circulated in this building. She

said she worked with Mr. Reinking and the Mayor's Office and both are supportive of creating a smoke-free workplace. She feels that the Council owes the people in this building who are sensitive to smoke a smoke-free workplace.

Councillor Borst asked (1) how much it would cost to ventilate the designated smoking areas so that people would not have to leave the building to smoke, and (2) if areas will be provided where people can go to smoke if this proposal passes. Mr. Reinking replied that (1) he had no figures on equipping the building with better ventilation, and (2) that the only guidelines made were to have it a distance of at least ten feet from any major entrance with the recommendation that the south plaza could be used in good weather.

Councillor Beadling stated that she would like Building Authority to designate a couple of areas that are non office and non conference rooms for the smokers. She said she would like these people to be able to go somewhere where it is safe and ventilated, and she did not want them to have to go outside in subzero temperatures to smoke.

Councillor Franklin said the City-County Building is owned by the taxpayers and some of those taxpayers do smoke.

Councillor O'Dell asked Mr. Reinking if the air ventilation system is inadequate. Mr. Reinking said the air ventilation is not inadequate. Air quality tests have been done and the air has proven to be satisfactory and the building does meet all the code regulations for ventilation.

Councillor Williams said that she believes that an individual does have the right to smoke, but basic government courses teach that an individual's rights stop when they begin to infringe on other person's rights. The literature is overwhelming in support of the fact that passive smoke is dangerous. No where in this building can a group of smokers go and guarantee that no one else is going to be affected by passive smoke.

Councillor Rhodes stated that he opposes this proposal because it does not provide for areas where smokers can go and smoke.

Councillor Hinkle said that he does indulge in certain passive smoking of his own choosing, but he is not required to spend 40 hours a week in that kind of atmosphere.

Councillor Giffin stated that he agrees with Councillor Williams in that the one thing that the Council has to address is the matter of passive smoke. It has been proven that passive smoke is dangerous. Workers exposed to second-hand smoke on the job are 34% more likely to get lung cancer. Four and a half million American workers experience great discomfort from second-hand smoke. Eighty-six percent of businesses in this country have addressed this issue in corporation policies. He said he had members of his family lost to lung cancer. Most medical journals and most medical surveys indicate that second-hand smoke is very damaging and very detrimental to a person's health. He applauded Councillor Coughenour on her work on this proposal. The Council has to have the courage to move forward and support Councillor Coughenour's proposal and defeat Councillor Ruhmkorff's efforts to dilute it further by her substitute version.

Councillor West stated that the State of Indiana has long been trying to move in the direction of having no smoking in public buildings. The state law reads that there shall be no smoking in public buildings but that certain areas could be designated as smoking areas. It has been tried in the City-County Building to have just designated areas. It has not worked because there are still considerable employee problems. There should be concern for those people who are most susceptible, not least susceptible, to smoking. He urged the Council to get behind the state's general efforts and pass this proposal.

Councillor Schneider stated that he will be voting in opposition to this proposal because it puts more power in the hands of government.

Councillor Jimison stated that if Councillor Ruhmkorff's substitute version is passed it will do nothing to change the status quo. Whether or not a person chooses to smoke is their choice; whether or not a person is forced to inhale passive smoke should not be matter of obligation just so a person can have a job. She urged the members to vote against Councillor Ruhmkorff's substitute version and to pass the Committee's amended version because it is needed and necessary.

Councillor Ruhmkorff's substitute amended version of Proposal No. 304, 1993 failed by the following roll call vote; viz:

11 YEAS: Beadling, Black, Boyd, Brents, Dowden, Franklin, O'Dell, Rhodes, Ruhmkorff, Schneider, Short
17 NAYS: Borst, Coughenour, Curry, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, SerVaas, Shambaugh, Smith, West, Williams
1 NOT PRESENT: Golc

Councillor Dowden moved to amend Sec. 20-202(a) by deleting the phrase "and which is used or occupied for governmental purposes" and delete the phrase in Sec. 20-202(a)(1) "or independent municipal corporations having jurisdiction in Marion County." He said if the Council is courageous and really concerned about the health of the citizens then they will take this action. Councillor Beadling seconded this motion.

Councillor West stated that the Council cannot make decisions for municipal corporations. The state law states that there shall be no smoking in public buildings, but the governmental entity may make a decision to have restrictive areas as long as it is not a public service area. The municipal corporations have to make their own decisions and for the Council to make a law for them would be the same as if it was making a law for another county. For this reason he asked that the Council not confuse the situation by stating that it is going to make a ruling for the municipal corporations when it is their responsibility to make their own decisions under state law.

Councillor Dowden said that he would like a legal clarification on that issue. Robert Elrod, General Counsel, said that, in his opinion, the answer is not clear. Under state statute the right of prohibition of smoking in governmental buildings allows a responsible official in charge of that local governmental building to designate smoking areas. He said that the question raised by Councillor Dowden's amendment is whether the Council can make regulations concerning public health. In his opinion, if it prohibits smoking only in buildings owned or controlled by governmental agencies, this classification may be too narrow to not be

discriminatory. Whether or not a court would deem that to be a reasonable classification he was not prepared to say at this time.

Councillor Dowden stated that he interprets that to say that his amendment is in order, that it is legal and that Council has the power to prohibit smoking in government buildings. Mr. Elrod stated that he thinks it would be challenged, but that he thinks the council has the right to make public health regulations, if that is what this amendment is deemed to be.

Councillor Giffin spoke in opposition to Councillor Dowden's amendment. Councillor Giffin said that he believes that passing ordinances in governing is the art of the possible. This proposal was a carefully thought-out and crafted ordinance and he feels that it is ill-suited for the Council to undo the work that has been done in committee hearings and understandings with trustees and segments of governments. He urged the Council to defeat Councillor Dowden's motion.

Councillors Borst and Short both stated that they support Councillor Dowden's amendment because they would like to see all the public buildings such as Hoosier Dome, Convention Center and Market Square Arena smoke-free.

Councillor West stated that he wants to be sure that the Council does not jeopardize the entire proposal by having something included in it that is illegal. This could happen if Councillor Dowden's amendment is passed. Also during the committee hearings on this proposal the municipal corporations were told that they were not included in this proposal. If they are now included, they would never have a chance to testify. He urged the council not to pass something that did not receive an adequate hearing.

Councillor Coughenour stated that if this issue is brought up at a later date, she would be more than happy to co-sponsor it. She urged the Councillors to vote Councillor Dowden's amendment down because she believes it is an obvious effort to sabotage the proposal.

Councillor Dowden's motion failed by the following roll call vote; viz:

9 YEAS: Beadling, Borst, Dowden, Franklin, Gilmer, O'Dell, Rhodes, Ruhmkorff, Short
19 NAYS: Black, Boyd, Brents, Coughenour, Curry, Giffin, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Schneider, SerVaas, Shambaugh, Smith, West, Williams
1 NOT PRESENT: Golc

Councillor Williams moved the question. This was seconded by Councillor Gilmer. This motion passed by majority voice vote.

Proposal No. 304, 1993, as amended, was adopted by the following roll call vote; viz:

17 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, SerVaas, Smith, West, Williams
11 NAYS: Beadling, Black, Dowden, Franklin, Gray, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Short
1 NOT PRESENT: Golc

The President stated that some provisions need to be made for smokers so that the front of the City-County Building does not become uninhabitable. He hopes that Mr. Reinking will find a solution to this problem.

Councillor Gilmer asked for consent to explain his vote. Consent was given. He said he voted for Councillor Dowden's amendment because the worse place in the City for passive smoke, in his opinion, is the Hoosier Dome at half time. He said that avid smokers have told him that they do not go out at half time because they cannot tolerate the smoke.

Councillor Beadling asked for consent to explain her vote. Consent was given. She said that the majority of people that she heard from asked her to vote the proposal down. She hopes that since this proposal passed people do not go into the bathrooms to smoke.

Proposal No. 304, 1993, as amended, was retitled GENERAL ORDINANCE NO. 101, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 101, 1993

A GENERAL ORDINANCE amending Chapter 20, Article VIII of the Code of Indianapolis and Marion County Indiana, concerning Smoking Restrictions.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 20-201 of Article VIII of Chapter 20 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 20-201. Policy to ~~restrict~~ prohibit tobacco smoking.

To reduce the annoyance and health risk to nonsmokers from exposure to tobacco smoke, smoking (as herein defined) is ~~restricted~~ prohibited in certain local government buildings as provided in this article.

SECTION 2. Section 20-202 of Article VIII of Chapter 20 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 20-202. Definitions.

As used in this article, the following terms shall mean:

(a) *Local government building* shall mean any enclosed structure, or room therein, which is owned, leased or controlled by the City of Indianapolis or Marion County or any of their departments or agencies, including courts, and which is used or occupied for governmental purposes, provided, however, the following shall not be considered a local government building for purposes of this article:

(1) buildings owned or controlled by township trustees, the Marion County Healthcare Center, or independent municipal corporations having jurisdiction in Marion County,

(2) residential dwelling units occupied as private residences under agreements with the City or County, including public housing units,

(3) those portions of the County Jail or other buildings used primarily as the living areas of inmates or other detainees,

(4) any buildings of the City or County occupied entirely by private businesses.

(b) ~~*Public service area* means any room, corridor or similar confined area, wherein the public is required or directed to transact business with local governmental officials.~~

~~(c) *Public assembly area* means any room regularly used for public meetings conducted by officials of Indianapolis or Marion County.~~

~~(d) *Responsible official* means (i) the director of a city department with respect to offices under his or her control; (ii) the elected official as to his or her office; (iii) the judge as to his or her courtroom; (iv) the mayor or the mayor's designee as to any other city or county agency, and (v) the city-county council as to shared public assembly areas and as to council staff offices.~~

~~(e) *Work area* means those portions of a public building used primarily as private offices or work space for employees of the city or county, and not normally accessible by the public except by specific invitation to confer with a public employee.~~

~~(f)~~ *Smoking* means the use of lighted tobacco in the form of a cigarette, cigar or other similar item or in a pipe or similar smoking equipment, by inhaling and exhaling the smoke of the tobacco, and includes the holding or carrying of such items when burning.

SECTION 3. Section 20-203 of Article VIII of Chapter 20 of the Code of Indianapolis and Marion County, Indiana, is hereby repealed.

SECTION 4. Section 20-204 of Article VIII of Chapter 20 of the Code of Indianapolis and Marion County, Indiana, is hereby repealed.

SECTION 5. Section 20-205 of Article VIII of Chapter 20 of the Code of Indianapolis and Marion County, Indiana, is hereby repealed.

SECTION 6. Section 20-206 of Article VIII of Chapter 20 of the Code of Indianapolis and Marion County, Indiana, is hereby repealed.

SECTION 7. Section 20-207 of Article VIII of Chapter 20 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. 20-207. Penalties for violation.

Any person smoking ~~in an area where prohibited by the provisions of this article and posted as a no-smoking area and~~ in a local government building who continues smoking after being asked to stop smoking, shall be subject to penalties for violations of city ordinances. ~~The penalty for the first and second violation shall be a fine of twenty-five dollars ($25.00); provided, however, that the court may suspend such penalty if the violator attends a free, no-smoking clinic, if available, or donates three (3) hours of community service work in the cancer ward of a local hospital. Subsequent violations shall be subject to the penalties in section 1-8 of this Code.~~

SECTION 8. (a) The express or implied or repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 9. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 10. This ordinance shall be in full force and effect on and after January 1, 1994 upon compliance with IC 36-3-4-14.

PROPOSAL NO. 391, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 391, 1993 on August 16, 1993. The proposal transfers and appropriates for the Department of Administration, Equal Opportunity Division, $10,000 to purchase new computers and printers. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Jimison, for adoption. Proposal No. 391, 1993 was adopted on the following roll call vote; viz:

20 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Gilmer, Gray, Jimison, McClamroch, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
8 NOT VOTING: Coughenour, Franklin, Giffin, Hinkle, Jones, Moriarty, Ruhmkorff, Williams
1 NOT PRESENT: Golc

Proposal No. 391, 1993 was retitled FISCAL ORDINANCE NO. 67, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Ten Thousand Dollars ($10,000) in the Consolidated County Fund for purposes of the Department of Administration, Equal Opportunity Division and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Equal Opportunity Division to replace outdated computer equipment and software.

SECTION 2. The sum of Ten Thousand Dollars ($10,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION EQUAL OPPORTUNITY DIVISION	CONSOLIDATED COUNTY FUND
4. Capital Outlay	$10,000
TOTAL INCREASE	$10,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION EQUAL OPPORTUNITY DIVISION	CONSOLIDATED COUNTY FUND
3. Other Services and Charges	$10,000
TOTAL REDUCTION	$10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 401, 402, 403, 405, 406, 407, 408 and 409, 1993. Councillor Gilmer asked for consent to vote on these eight Transportation proposals together. Consent was given. PROPOSAL NO. 401, 1993. The proposal amends the Code by authorizing intersection controls for the Graystone subdivision, Section I (District 23). PROPOSAL NO. 402, 1993. The proposal amends the Code by authorizing a stop sign at National Avenue and Rural Street (District 24). PROPOSAL NO. 403, 1993. The proposal amends the Code by

authorizing a multi-way stop at Temple Avenue and Werges Avenue (District 24). PROPOSAL NO. 405, 1993. The proposal amends the Code by authorizing a stop sign on McFarland Lane at the intersection of McFarland Lane and McFarland Boulevard (District 24). PROPOSAL NO. 406, 1993. The proposal amends the Code by authorizing stop signs at various locations in the vicinity of Morris Street and Alton Avenue (District 17). PROPOSAL NO. 407, 1993. The proposal amends the Code by authorizing a stop sign on Martin Street at the intersection of Martin Street and Weaver Avenue (District 20). PROPOSAL NO. 408, 1993. The proposal amends the Code by authorizing a multi-way stop at the intersection of Aintree Court/Aintree Drive/Steeplechase Drive (District 3). PROPOSAL NO. 409, 1993. The proposal updates the Code for various intersections in the vicinity of Post Road and 25th Street (Districts 5, 12). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 401, 402, 403, 405, 406, 407, 408 and 409, 1993 on August 11, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption. Proposal Nos. 401, 402, 403, 405, 406, 407, 408 and 409, 1993 were adopted on the following roll call vote; viz:

20 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Giffin, Gilmer, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
8 NOT VOTING: Black, Brents, Franklin, Gray, Hinkle, Ruhmkorff, Schneider, Williams
1 NOT PRESENT: Golc

Proposal No. 401, 1993 was retitled GENERAL ORDINANCE NO. 102, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 102, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
40, Pg. 1	Besinger Pl, Cornwell Ct, & Grey Ridge Blvd	Grey Ridge Blvd	Stop
40, Pg. 1	Benthworth Way & Grey Ridge Blvd	Grey Ridge Blvd	Yield
40, Pg. 4	Grey Ridge Blvd, & Harting Overlook	Grey Ridge Blvd	Yield
40, Pg. 4	Grey Ridge Blvd & Shelbyville Rd	Shelbyville Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 402, 1993 was retitled GENERAL ORDINANCE NO. 103, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
39, Pg. 9	National Av. & Rural St.	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
39, Pg. 9	National Av. & Rural St.	Rural St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 403, 1993 was retitled GENERAL ORDINANCE NO. 104, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 104, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
32, Pg. 20	Temple Av & Werges Av	Werges Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
32, Pg. 20	Temple Av & Werges Av	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 405, 1993 was retitled GENERAL ORDINANCE NO. 105, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 105, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
47, Pg. 2	McFarland Blvd & McFarland Ln	McFarland Blvd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 406, 1993 was retitled GENERAL ORDINANCE NO. 106, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 106, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
31, Pg. 1	Alton Av & Kansas St	None	None
31, Pg. 1	Alton Av & Lambert St	None	None
31, Pg. 1	Alton Av & Wisconsin St	None	None
31, Pg. 2	Berwick Av & Kansas St	None	None
31, Pg. 2	Berwick Av & Lambert St	None	None
31, Pg. 2	Berwick Av & Wisconsin St	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
31, Pg. 1	Alton Av & Kansas St	Alton Av	Stop
31, Pg. 1	Alton Av & Lambert St	Alton Av	Stop
31, Pg. 1	Alton Av & Wisconsin St	Alton Av	Stop

31, Pg. 2	Berwick Av & Kansas St	Berwick Av	Stop
31, Pg. 2	Berwick Av & Lambert St	Berwick Av	Stop
31, Pg. 2	Berwick Av & Wisconsin St	Berwick Av	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 407, 1993 was retitled GENERAL ORDINANCE NO. 107, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 107, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
32, Pg. 14	Martin St & Weaver Av	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
32, Pg. 14	Martin St & Weaver Av	Weaver Av	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 408, 1993 was retitled GENERAL ORDINANCE NO. 108, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 108, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
6, Pg. I	Aintree Ct, Aintree Dr & Steeplechase Dr	Steeplechase Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
6, Pg. 1	Aintree Ct, Aintree Dr & Steeplechase Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 409, 1993 was retitled GENERAL ORDINANCE NO. 109, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 109, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
20, Pg. 2	Boehning St & Roy Rd	Roy Rd	Stop
20, Pg. 8	Post Rd & Roy Rd	Post Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
20, Pg.	Routiers Av. & 25th St.	25th St.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 410, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 410, 1993 on August 11, 1993. The proposal amends the Code by deleting rush hour parking restrictions on Rural Street from Hoyt Street to Massachusetts Avenue (Districts 10, 15, 22). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Jones, for adoption. Proposal No. 410, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:
3 NOT VOTING: Franklin, Ruhmkorff, Smith
1 NOT PRESENT: Golc

Proposal No. 410, 1993 was retitled GENERAL ORDINANCE NO. 110, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 110, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-269, Parking prohibited at all times on certain designated streets; and Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-269, Parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Rural Street, on the westside,
from North Street to the first alley south of North Street

Section 2. That the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS
from 7:00 a.m. to 9:00 a.m.

Rural Street, on both sides,
from Keystone Avenue-Rural Street connection to Hoyt Avenue

ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS
from 4:00 p.m. to 6:00 p.m.

Rural Street, on both sides,
from Keystone Avenue-Rural Street connection to Hoyt Avenue

ON ANY DAY EXCEPT SUNDAY
from 3:00 p.m. to 6:00 p.m.

Rural Street, on the westside,
from North Street to Tenth Street

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Rural Street, on the westside, from Tenth Street
to the first alley north of Tenth Street

Rural Street, on both sides,
from Nineteenth Street to I-70

Rural Street, on the east side, from the first
alley south of Washington Street to a point 465 feet
north of Washington Street

Rural Street, on the eastside, from New York Street
to a point 250 feet south of New York Street

Rural Street, on the eastside, from Michigan Street
to a point 150 feet north of Tenth Street

Rural Street, on the eastside, from Hoyt Avenue
to a point 200 feet north of English Avenue

Rural Street, on the westside, from a point 200 feet south of English Avenue to a point 200 feet north of English Avenue

Rural Street, on the westside, from the first alley south of Washington Street to the first alley north of Washington Street

Rural Street, on the westside, from the first alley south of Michigan Street to North Street

Rural Street, on the westside, from Tenth Street to a point 150 feet north of Tenth Street

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 411, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 411, 1993 on August 11, 1993. The proposal amends the Code by changing the parking restrictions for various locations in the downtown area (Districts 16, 22). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 411, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:
5 NOT VOTING: Coughenour, Franklin, Gray, Ruhmkorff, Smith
1 NOT PRESENT: Golc

Proposal No. 411, 1993 was retitled GENERAL ORDINANCE NO. 111, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 111, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-294, When time limits and charges shall be in effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-294, When time limits and charges shall be in effect, be, and the same is hereby amended by the deletion of the following, to wit:

(4) Or in places where residential uses exist and the parking is not prohibited in the a.m. peak hour then the parking meters will operate 8:00 a.m. to 6:00 p.m. in the following locations:

Alabama Street, on the east side, from Michigan Street to Vermont Street;

New Jersey Street, on the west side, from Vermont Street to Michigan Street;

Vermont Street, on the north side, from New Jersey Street to Alabama Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", speeifically, Chapter 29, Section 29-294, When time limits and charges shall be in effect, be, and the same is hereby amended by the addition of the following, to wit:

(5) Or in places where residential uses exist and the parking is not prohibited in the a.m. peak hour, then the parking meters will operate 9:00 a.m. to 5:00 p.m. in the following locations:

Alabama Street, on the east side, from Michigan Street to New York Street;

Massachusetts Avenue, on both sides, from college Avenue to Delaware Street;

New Jersey Street, on both sides, from Michigan Street to Vermont Street;

North Street, on the north side, from East Street to New Jersey Street;

Vermont Street, on the north side, from Alabama Street to East Street.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 412, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 412, 1993 on August 11, 1993. The proposal amends the Code by authorizing parking restrictions for various locations on West 16th Street (Districts 8, 16, 17). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 412, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short
0 NAYS:
7 NOT VOTING: Black, Franklin, Gilmer, Ruhmkorff, Smith, West, Williams
1 NOT PRESENT: Golc

Proposal No. 412, 1993 was retitled GENERAL ORDINANCE NO. 112, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 112, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, and Section 29-268, Stopping, standing or parking prohibited at all times on certain designated street.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations, be and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
from 6:00 am to 9:00 am and
from 3:00 pm to 6:00 pm

Sixteenth Street, on both sides, from
Northwestern Avenue to the west city limits

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing and parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Sixteenth Street, on both sides,
from Dr. Martin Luther King Jr. Street
to a point 160 feet west of Main Street

Sixteenth Street, on both sides,
from Lynhurst Drive to a point 82 feet
east of Gerrard Avenue

Sixteenth Street, on both sides,
from a point 185 feet west of Winton Street
to a point 200 feet east of Winton Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 413, 414 and 416, 1993. Councillor Gilmer asked for consent to vote on these three transportation proposals together. Consent was given. PROPOSAL NO. 413, 1993. The proposal amends the Code by authorizing parking restrictions on Drover Street from Oliver Street to Henry Street (District 25). PROPOSAL NO. 414, 1993. The proposal amends the Code by decreasing the speed limit on Madison Avenue from Stop 10 to County Line Road South from 45 mph to 40 mph (Districts 20, 24). PROPOSAL NO. 416, 1993. The proposal amends the Code by authorizing weight limit restrictions on Bertha Street east of Lynhurst Drive (District 17). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 413, 414 and 416, 1993 on August 11, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Mullin, for adoption. Proposal Nos. 413, 414 and 416, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, West, Williams
0 NAYS:
2 NOT VOTING: Franklin, Smith
1 NOT PRESENT: Golc

Proposal No. 413, 1993 was retitled GENERAL ORDINANCE NO. 113, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 113, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Drover Street, on the eastside,
from Oliver Street to Henry Street (vacated)

Drover Street, on the westside, from Oliver Street
to a point 535 Feet north of Oliver Street

Drover Street, on the westside, from a point
635 feet north of Oliver Street to Henry Street (vacated)

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 414, 1993 was retitled GENERAL ORDINANCE NO. 114, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 114, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

45 MPH

Madison Avenue, from
Stop 10 Road to County Line Road South

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

40 MPH

Madison Avenue, from
Stop 10 Road to County Line Road South

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 416, 1993 was retitled GENERAL ORDINANCE NO. 115, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 115, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the deletion of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Bertha Street, from
Lynhurst Drive west to Hardin Boulevard

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-244, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11 POUNDS GROSS WEIGHT

Bertha Street, from
Auburn Street west to Hardin Boulevard

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The following motion for adjournment was requested by:

* Councillor Hinkle in memory of John P. Willen
* Councillor Beadling in memory of Teresa Jean Hawkins
* Councillor Beadling in memory of Gene L. Jackson
* Councillors SerVaas, West and Boyd in memory of Dr. Harold Shane
* Councillors SerVaas, West and Boyd in memory of Art Detherage, Sr.
* Councillor Boyd in memory of William L. Thomas
* Councillor Boyd in memory of Andrea Suggs Hardin Steele

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of John P. Willen, Teresa Jean Hawkins, Gene L. Jackson, Dr. Harold Shane, Art Detherage, Sr., William L. Thomas and Andrea Suggs Hardin Steele. Councillor Boyd respectfully asked for the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action. Councillor West seconded the motion and it passed by unanimous voice vote.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:22 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 23rd day of August 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, SEPTEMBER 13, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, September 13, 1993, with Councillor SerVaas presiding.

Councillor Gilmer introduced Rev. Gary Sellars, Pastor of Mt. Pleasant Baptist Church, who led the opening prayer. Councillor Gilmer invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
1 ABSENT: Short

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Williams introduced Bill Crawford, State Representative, District 51. Councillor Boyd acknowledged the presence of members of the Concerned Clergy. Councillor Coughenour recognized David Andriseck, Market Master, City Market.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, September 13, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

August 30, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 2, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 442, 445, 446, 447, 448, 449, 451 and 452, 1993, to be held on Monday, September 13, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 61, 1993 amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Six Hundred Eighty-seven Thousand Nine Hundred Seven Dollars ($687,907) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the County General Fund and certain other appropriations for the Presiding Judge of the Municipal Court.

FISCAL ORDINANCE NO. 62, 1993 amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty Thousand Dollars ($60,000) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 63, 1993 amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Hundred Eleven Thousand Forty-six Dollars ($311,046) in the County Corrections Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

FISCAL ORDINANCE NO. 64, 1993 amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Thousand Dollars ($100,000) in the Law Enforcement Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Fund.

FISCAL ORDINANCE NO. 65, 1993 amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Ten Thousand Three Hundred Fifty Dollars ($10,350) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

FISCAL ORDINANCE NO. 66, 1993 amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Ninety-nine Thousand Eight Hundred Seventy-seven Dollars ($199,877) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 67, 1993 amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Ten Thousand Dollars ($10,000) in the Consolidated County Fund for purposes of the Department of Administration, Equal Opportunity Division and reducing certain other appropriations for that department.

GENERAL ORDINANCE NO. 101, 1993 amending Chapter 20, Article VIII of the Code of Indianapolis and Marion County Indiana, concerning Smoking Restrictions.

GENERAL ORDINANCE NO. 102, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 103, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 104, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 105, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 106, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 107, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 108, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 109, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 110, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-269, Parking prohibited at all times on certain designated streets; and Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

GENERAL ORDINANCE NO. 111, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-294, When time limits and charges shall be in effect.

GENERAL ORDINANCE NO. 112, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, and Section 29-268, Stopping, standing or parking prohibited at all times on certain designated street.

GENERAL ORDINANCE NO. 113, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 114, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

GENERAL ORDINANCE NO. 115, 1993 amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

SPECIAL ORDINANCE NO. 9, 1993 authorizing the City of Indianapolis to issue its "Airport Facility Revenue Refunding Bonds (Federal Express Corporation Project) Series 1994" in an aggregate principal amount not to exceed Forty-Five Million Dollars ($45,000,000) (the "Bonds") and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 10, 1993 authorizing the City of Indianapolis to issue its "Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Morningside of College Park Project) in an aggregate principal amount not to exceed Six Million Six Hundred Ninety-Five Thousand Dollars ($6,695,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 11, 1993 election to fund MECA in 1994 with County Option Income Tax Revenues.

SPECIAL RESOLUTION NO. 52, 1993 congratulating the Franklin Central High School Band.

SPECIAL RESOLUTION NO. 53, 1993 recognizing Razor Shines of the Indianapolis Indians.

SPECIAL RESOLUTION NO. 54, 1993 recognizing the Day of the Working Parent and Indianapolis Section of the National Council of Jewish Women.

SPECIAL RESOLUTION NO. 55, 1993 urging the adoption of Daylight Saving Time.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of August 23, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 493, 1993. This proposal, sponsored by Councillor Williams, concerns The Massachusetts Avenue Arts District. Councillor Williams read the resolution and presented copies of the document to Steve Thornton, Barnes & Thornburg, and Bob Glenn, Riley Area Revitalization Program, who expressed appreciation for the recognition. Councillor Williams moved, seconded by Councillor Brents, for adoption. Proposal No. 493, 1993 was adopted by unanimous voice vote.

Proposal No. 493, 1993 was retitled SPECIAL RESOLUTION NO. 56, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 56, 1993

A SPECIAL RESOLUTION concerning The Massachusetts Avenue Arts District.

WHEREAS, in the 1980's, after years of deterioration, new and restored housing sparked the downtown population growth and provided store fronts along Massachusetts Avenue attracting art galleries, numerous restaurants, specialty shops, creative businesses and artists residences throughout the area; and

WHEREAS, seven art galleries, six stages in four theaters, two museums, numerous creative professionals, including the Indianapolis Arts Academy, architects, graphic and interior designers, ad agencies, marketing firms and others have clustered in the Massachusetts Avenue Corridor of Downtown Indianapolis; and

WHEREAS, the area contributes in a major positive way to the promotion and development of Downtown Indianapolis, providing inspiration and enjoyment to thousands of downtown residents and visitors each month; and

WHEREAS, the area has become the most dense concentration of creative activity in the State of Indiana and is visited and enjoyed by citizens of Indianapolis and beyond; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends the joint participation of the City of Indianapolis Department of Transportation, the Lieutenant Governor of Indiana, the Riley Area Revitalization Program and the Massachusetts Avenue Sidewalk Renaissance Committee in the rebirth of this important downtown neighborhood.

SECTION 2. The Council recognizes private sector organizations such as the Indianapolis Foundation, Indianapolis Power & Light Co., Engledow, Inc. along with numerous individuals, most notably Miss Ruth Lilly, who have contributed generously to provide landscaping, lighting and other amenities to the street scape.

SECTION 3. The Council joins with the Metropolitan Development Commission in recognizing the enormous value of this high concentration of creativity by designating officially the area as show on Attachment A as:

The Massachusetts Avenue Arts District,

and calls upon all citizens to experience the rich variety of activities in this unique neighborhood of our city.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 494, 1993. This proposal, sponsored by Councillor Beadling, recognizes the 90th Anniversary of Fort Benjamin Harrison. Councillor Beadling read the resolution and presented a copy of the document to Col. Jack Querfeld, Deputy Post Commander, Ft. Benjamin Harrison, who expressed appreciation for the recognition. Councillor Beadling moved, seconded by Councillor Gilmer, for adoption. Proposal No. 494, 1993 was adopted by unanimous voice vote.

Proposal No. 494, 1993 was retitled SPECIAL RESOLUTION NO. 57, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 57, 1993

A SPECIAL RESOLUTION recognizing the 90th Anniversary of Fort Benjamin Harrison.

WHEREAS, Fort Benjamin Harrison was created by Congress in 1903 to provide garrison space for the enlarged National Army after the Spanish-American War; and

WHEREAS, at that time, the War Department sold the U.S. Arsenal to Indianapolis for a school, and purchased 1,994 acres northeast of the city near the town of Lawrence; and

WHEREAS, after dwindling to a low point of only 12 soldiers, the post rapidly came to life during the First World War as a training camp and to muster in National Guard units including the 150th Field Artillery Regiment commanded by Robert Tyndall who would later become Mayor of Indianapolis; and

WHEREAS, from 1933 to 1941 the fort was the state headquarters for the Civilian Conservation Corps; and

WHEREAS, during WW II Fort Harrison became an induction center, a POW camp, an Army disciplinary barracks, a hospital, and schools for cooks, chaplains and the Army Finance School; and

WHEREAS, after the war, the U.S. Army consolidated its financial operations at the Fort including the Army Finance Center whose building was constructed over the old post airport, and established several training specialties including the Defense Information School, the Adjutant General School and the Soldier Support Center; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates Fort Benjamin Harrison and all the thousands of men and women, military and civilians, who have given it life and vitality during the past 90 years.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Boyd asked for a moment of special privilege. He asked for consent to let Representative Crawford address the Council on the infant mortality issue. Consent was given. Mr. Crawford, representing the Concerned Clergy, urged the Council to address the infant mortality issue. The Concerned Clergy is seeking $3 million--$1 million per year for the next three years to help save the lives of babies.

PROPOSAL NO. 506, 1993. This proposal, sponsored by Councillors Rhodes and Jimison, concerns Government Cable Channel 16-TV. Councillor Rhodes read the resolution and presented a copy of the document to Jayne Gerdeman, Director, Department of Telecommunications, Cable Communications Agency, who expressed appreciation for the recognition. Councillor Jimison also presented the 1993 Ovation Award to Ms. Gerdeman and the Channel 16 staff. Councillor Rhodes moved, seconded by Councillor Jimison, for adoption. Proposal No. 506, 1993 was adopted by unanimous voice vote.

Proposal No. 506, 1993 was retitled SPECIAL RESOLUTION NO. 58, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 58, 1993

A SPECIAL RESOLUTION concerning Government Cable Channel 16-TV.

WHEREAS, Indianapolis Government Cable Channel 16-TV began in 1982 to provide live coverage of government meetings, offer public information programs that highlight activities of the departments of local government, zoning cases and produce original local history features; and

WHEREAS, Channel 16 began with one and one-half hours of programming two days a week, to today's eighteen hours of programming seven days a week; and

WHEREAS, Channel 16 has won numerous awards and citations from the National Association of Telecommunications Officers and Advisors, the National Federation of Local Cable Programmers, the Alliance of Community Media and has been nominated for the coveted Cable Ace Award; and

WHEREAS, the station, now a division of the Cable Communications Agency, has been recognized for its contributions by such organizations as the United Way of Central Indiana, the Federal Emergency Management Agency, the Indiana Kidney Foundation, the Bone Morrow Donor Program and the Indianapolis Fire Department; and

WHEREAS, Channel 16, also known as WCTY, has recently been recognized in the category for Community Impact by the National Association of Telecommunications Officers and Advisors for its program, *"HOOSIER HISTORY: Indianapolis' African-American Community"* which chronicles the Black experience in Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the staff of Indianapolis Government Cable Channel 16-TV for its expanded programming hours, for its allowing the citizens of the city to view complete and unedited local government meetings and for their award winning *"HOOSIER HISTORY"* documentary productions.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 479, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by repealing Section 6-11 concerning milk cows"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 480, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by repealing Section 17-932 concerning pigeon eradication"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 481, 1993. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing the transfer of lawn-mowing equipment from the Department of Administration to the Executive Council of Senior High Rise Communities, Inc. for use in maintaining Public Housing Division properties"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 482, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the rate schedule for the Marion County Healthcare Center"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 483, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE approving the transfer of certain territory from the Consolidated City of Indianapolis to the City of Beech Grove"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 484, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Michael B. Murphy to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 485, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION confirming the Marion County Public Defender Board's nomination of Frances Watson Hardy as Marion County Chief Public Defender"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 486, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT GENERAL ORDINANCE amending the Code concerning leaves for members of the Indianapolis Police Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 487, 1993. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $3,591 for the Superior Court, Criminal Division, Room Six, to cover miscellaneous expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 488, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $4,000 for the Superior Court, Juvenile Division/Detention Center, to purchase supplies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 489, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $370,000 for the County Sheriff to cover food expense for the jail inmates through the end of the year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 490, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $93,053 for the Clerk of the Circuit Court to transfer the Court Services payroll into the Court Administrator's budget for 1993 and to cover shelving expenses at the juvenile facility"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 491, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $18,100 for the Superior Court, Criminal Division, Probation Department, to cover postage, supplies and telephone service expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 492, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at Center Run Road (8350 N) and Venture/Castle Plaza Drive (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 505, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reallocating $201,807 from the E-911 Fund to the Police General Fund and $38,005 from the E-911 Fund to the Fire General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 477, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 477, 1993 on September 13, 1993. The proposal approves the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 and approving and authorizing other actions in respect thereto. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 477, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Schneider, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Giffin, Rhodes, Ruhmkorff
1 NOT PRESENT: Short

Proposal No. 477, 1993 was retitled SPECIAL ORDINANCE NO. 12, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 12, 1993

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 and approving and authorizing other actions in respect thereto.

WHEREAS, City of Indianapolis (the "Issuer") previously issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 (the "Bonds"), in the aggregate principal amount of $1,400,000 pursuant to a Trust Indenture by and among the Issuer, BANKERS TRUST COMPANY, as Trustee (the "Trustee") and INB NATIONAL BANK (formerly known as the Indiana National Bank), as Co-Trustee (the "Co-Trustee"), dated as of April 1, 1984 (the "Original Indenture"); and

WHEREAS, the Issuer, the Trustee and the Co-Trustee, with the consent and at the direction of General Motors Corporation (the "Company") and the holders of 100% of the Bonds (the "Holders"), entered into a 1992 Supplemental Trust Indenture dated as of September 1, 1992 to permanently amend the Original Indenture to remove the provisions of the Original Indenture and the Bonds with respect to Mandatory Conversion Events (including, but not limited to, the provisions in Section 204(c) of the Indenture), so that at no time will a Mandatory Conversion Event occur; and

WHEREAS, the Company has exercised its right pursuant to the Original Indenture as amended by the 1992 Supplemental Indenture (collectively, the "Indenture") to optionally convert the Bonds from the Adjusted Rate of Interest (as defined in the Indenture) to the Fixed Rate of Interest (as defined in the Indenture) which conversion will take place on October 1, 1993 (the "Conversion") pursuant to the terms of the Indenture; and

WHEREAS, in connection with the Conversion and during the Fixed Rate Period, the Company wishes to waive, and agree not to exercise, its right to cause an optional redemption of the Bonds as provided under Section 301(b) of the Indenture and to make related prepayments under Section 7.2(b) of the Loan Agreement; and

WHEREAS, the Company has requested that the Issuer enter into an Irrevocable Waiver and Agreement among the Issuer, Trustee, Co-Trustee and Bear, Stearns & Co., Inc. as Remarketing Agent to effect the aforesaid waiver; and

WHEREAS, the Indianapolis Economic Development Commission on September 8, 1993 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the Irrevocable Waiver and Agreement in the form presented at that meeting complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Irrevocable Waiver and Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Irrevocable Waiver and Agreement will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Irrevocable Waiver and Agreement approved by the Indianapolis Economic Development Commission is hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Irrevocable Waiver and Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Irrevocable Waiver and Agreement approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Irrevocable Waiver and Agreement approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this

City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27 (a)(l) through (a)(10).

Section 4. The provisions of this ordinance and the Irrevocable Waiver and Agreement shall constitute a contract binding between the City of Indianapolis and the parties to the Irrevocable Waiver and Agreement, and after the execution of the Irrevocable Waiver and Agreement, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Irrevocable Waiver and Agreement shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 478, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 478, 1993 on September 13, 1993. The proposal is an Inducement Resolution for Sure Start, Inc. in an amount not to exceed $5,000,000 for the acquisition, renovation and equipping of an existing building located at 4760 Kentucky Avenue for use in the re-manufacturing of starters and alternators. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Smith, for adoption. Proposal No. 478, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Franklin, Gray
1 NOT PRESENT: Short

Proposal No. 478, 1993 was retitled SPECIAL RESOLUTION NO. 59, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 59, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Sure Start, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, renovation, installation and equipping of an existing building containing approximately 134,000 square feet located at 4760 Kentucky Avenue, Indianapolis, Marion County, Indiana on approximately 18 acres of land which will be used in the Applicant's business of manufacturing starters, generators and alternators for the automotive aftermarket; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (the retention of one hundred thirty (130) jobs and the creation of approximately sixty-eight (68) jobs by the end of one year and one hundred sixty-two (162) jobs by the end of three (3) years) and the creation of business opportunities to be achieved by the acquisition, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, it presently does not appear that the acquisition, renovation, installation and equipping of the Project will have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (the retention of one hundred thirty (130) jobs and the creation of approximately sixty-eight (68) jobs by the end of one year and one hundred sixty-two (162) jobs by the end of three (3) years) in and near the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Five Million Dollars ($5,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires April 30, 1994, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 495, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on September 9, 1993". The Council did not schedule Proposal No. 495, 1993 for hearing pursuant to IC 36-7-46-608. Proposal No. 495, 1993 was retitled REZONING ORDINANCE NO. 114, 1993 and is identified as follows:

REZONING ORDINANCE NO. 114, 1993. 93-Z-78 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
8738 WEST 21ST STREET (approximate address), INDIANAPOLIS.
REPUBLIC DEVELOPMENT CORPORATION, by Jim Nickels, requests the rezoning of 43.00 acres, being in the D-A District, to the D-4 classification to provide for the development of a single-family residential subdivision by platting.

PROPOSAL NOS. 496 and 497, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 9, 1993". The Council did not schedule Proposal Nos. 496 and 497, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 496 and 497, 1993 were retitled REZONING ORDINANCE NOS. 115 and 116, 1993 and are identified as follows:

REZONING ORDINANCE NO. 115, 1993. 93-Z-84 (Amended) PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
2920 WEST 62ND STREET (approximate address), INDIANAPOLIS.
THE BRADFORD GROUP, INC., by Stephen D. Mears, requests the rezoning of 47.42 acres, being in the D-6II, D-2 and D-A Districts, to the D-5 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 116, 1993. 93-Z-96 (Amended) WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 7.
1001 BROAD RIPPLE AVENUE (approximate address), INDIANAPOLIS.
1001 PROPERTIES, INC., by Stephen D. Mears, requests the rezoning of 2 acres, being in the C-S District, to the C-S classification to provide for commercial retail uses.

PROPOSAL NOS. 498-504, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 9, 1993". The Council did not schedule Proposal Nos. 498-504, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 498-504, 1993 were retitled REZONING ORDINANCE NOS. 117-123, 1993 and are identified as follows:

REZONING ORDINANCE NO. 117, 1993. 93-Z-62 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 20.
4137 MADISON AVENUE (approximate address), INDIANAPOLIS.
CATHERINE M. DAVIS, by Michael J. Kias, requests the rezoning of 0.034 acre, being in the C-S District, to the C-1 classification to provide for commercial development.

REZONING ORDINANCE NO. 118, 1993. 93-Z-74 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 10.
3745 NORTH ARLINGTON AVENUE (approximate address), INDIANAPOLIS.
CARR METAL PRODUCTS, INC., by Peter D. Cleveland, requests the rezoning of 7.29 acres, being in the C-5, D-4, and D-A Districts, to the I-2-S classification to provide for the construction of a second building of 22,400 square feet to house its operations.

REZONING ORDINANCE NO. 119, 1993. 93-Z-92 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
5701 WEST 46TH STREET (approximate address), INDIANAPOLIS.
THE BRADFORD GROUP, INC., by Stephen D. Mears, requests the rezoning of 15.45 acres, being in the D-6 District, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 120, 1993. 93-Z-104 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
2305 S. RYBOLT AVENUE (approximate address), INDIANAPOLIS.
DALE KELSO requests the rezoning of 1.25 acres, being in the D-5 and SU-9 Districts, to the D-5 classification to provide for residential use.

REZONING ORDINANCE NO. 121, 1993. 93-Z-105 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
201-255 and 240-250 SOUTH MERIDIAN STREET and
25 JACKSON PLACE and 28 WEST LOUISIANA STREET (approximate addresses), INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 2.6 acres, being in the C-4/RC District, to the CBD-2/RC classification to conform zoning with the existing uses and development.

REZONING ORDINANCE NO. 122, 1993. 93-Z-108 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 2.
7580 WALNUT DRIVE (a/k/a 2402 WESTLANE ROAD) (approximate address), INDIANAPOLIS.
INDIANA BROADCASTING CORPORATION d/b/a WISH-TV 8, by J. Peter Miller, requests the rezoning of 44 acres, being in the D6-II District, to the SU-35 classification to provide for the construction of a telecommunications broadcast tower with accessory equipment buildings and satellite dishes.

REZONING ORDINANCE NO. 123, 1993. 93-Z-115 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 5.
11100 EAST 38TH STREET (approximate address), INDIANAPOLIS.
PINES DEVELOPMENT by Edward Williams, requests the rezoning of 49.7 acres, being in the D-2, D-P, D-7, and C-4 Districts, to the D-5-II classification to provide for residential use.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 108, 1993. The proposal appropriates $27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until September 27, 1993. Consent was given.

PROPOSAL NO. 356, 1993. The proposal appropriates $50,000 for the Presiding Judge of the Municipal Court to fund the first year of a three-year program to study the effectiveness of the different types of alcohol treatment programs now being used by the Municipal Court Probation Department. Councillor Dowden asked for consent to postpone Proposal No. 356, 1993 until October 11, 1993. Consent was given.

PROPOSAL NO. 442, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 442, 1993 on September 7, 1993. The proposal, sponsored by Councillor Williams, appropriates $16,833,587 for the Department of Metropolitan Development, Public Housing Division, to rehabilitate Blackburn and Hawthorne Place funded by federal monies. Councillor Borst said that the majority of this appropriation will be spent on completely renovating Blackburn Terrace and Hawthorne Place. Some of the projects that the remaining balance will be spent on: (1) $7.3 million to install HVAC in the senior buildings, (2) $1.4 million to renovate 66 units at Twin Hills, and (3) $655,000 to cover computer costs. He said the Committee is concerned about how this money is going to be spent and that it costs over $40,000 to renovate one unit. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:10 p.m. There was no one present to testify.

Councillor McClamroch stated that he is concerned that the Council is being asked to appropriate $16 million to renovate two apartment projects. If it does cost $40,000 to

renovate one unit than that is more than it would cost for new construction. He said that in one of the breakdowns he received on this appropriation one of the line items was $1.6 million for resident leadership training. He said that this is probably a worthwhile project and it probably makes sense to spend some money on it, but not $1.6 million. This is federal money, but he believes the Council has a responsibility and an obligation to look at these expenses in a little more depth. If the Division of Housing's budget, which is approximately $23 million, is divided by the number of units that are in service in Indianapolis, vouchers could be provided on a monthly basis of over $750 per resident. These residents could live in a much better fashion than they do in these projects. Councillor McClamroch said that this appropriation deserves more investigation by this Council and moved to return Proposal No. 442, 1993 to Committee.

Councillor West said that it is his understanding that it is out of order to speak about a subject and then afterwards to make a motion to send it back to committee.

Councillor McClamroch stated that he would like to move that this proposal be sent back to Committee before he started his speech.

Councillor Hinkle seconded the motion to send it back to committee.

Councillor Franklin said that he was asked by the Council to sit on the Public Housing Advisory Council's Board to provide the Council insight and information as to what is going on with public housing. He said that he has attended every meeting. There has been no dollars spent on public housing in this City in over twenty years. This $16 million appropriation cannot be used for new construction. It must be used for renovation and renovation only. This City does not have enough public housing and a person must wait for years before getting into public housing. This federal money is supposed to provide safe, clean, decent, affordable housing for low-income residents. His calculation for renovation is about $30,000 per unit, not $40,000. The City has just hired John Nelson as the new Administrator of the Division of Housing and Councillor Franklin believes that he is a good strong leader. He said that he thinks it is time for the Council to stop talking and do something for public housing.

Councillor Dowden moved the previous question on Councillor McClamroch's motion. Councillor Schneider seconded the motion.

Councillor Williams stated she has struggled with HUD issues in Hometown and she knows it is impossible to use this money for new housing and it is also impossible to have vouchers that allow people to go any place they want to go if they are in HUD housing. Some of this $16 million will be used to repair the two elevators at Lugar Towers, which is a fifteen story building with only two elevators. She said that everyday old people are in danger in both Lugar Towers and in the Barton buildings when they use the elevators. She urged the Council not to send this proposal back to Committee where it could be talked to death when there are people being injured because of the Council's inability to get the job down.

Councillor Dowden's motion to move the question passed by the following roll call vote; viz:

18 YEAS: Beadling, Coughenour, Curry, Dowden, Gilmer, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, Williams

9 NAYS: Black, Borst, Boyd, Brents, Franklin, Golc, Gray, Jones, West
1 NOT VOTING: Giffin
1 NOT PRESENT: Short

Councillor McClamroch's motion to send it back to Committee failed by the following roll call vote; viz:

10 YEAS: Dowden, Gilmer, Hinkle, McClamroch, Mullin, O'Dell, Ruhmkorff, Schneider, Shambaugh, Smith
17 NAYS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Golc, Gray, Jimison, Jones, Moriarty, Rhodes, SerVaas, West, Williams
1 NOT VOTING: Giffin
1 NOT PRESENT: Short

Councillor Borst asked for consent to explain his vote. Consent was given. Councillor Borst said that he voted against sending it back to Committee because (1) the Division of Public Housing now has a competent person who has experience in administering public housing in New York, Los Angeles and other cities, and (2) the Committee promised Blackburn Terrace and Hawthorne Place that the Council would take action in September.

Councillor Gray asked for consent to explain his vote. Consent was given. Councillor Gray said that two housing areas are in his district and they are a fire hazard to the community. The people have been promised better housing. He thinks Mr. Nelson will do a good job and the Council should give him that opportunity.

Councillor Jimison asked for consent to explain her vote. Consent was given. Councillor Jimison said that she voted against sending it back to Committee because the people who live in these particular housing units are not rich folks, are not middle income, but they are poor people. They should be able to live in surroundings with the same dignity as anyone else. She said that it does not make sense to her to send this back to the Committee to ask for explanations on a breakdown that you can get at any time. She asked that all the Councillors who voted to send this back to Committee to change their vote and to be humane and compassionate and concerned enough to vote to pass this proposal at this meeting.

Councillor Boyd stated that it is his understanding from the comments made by Councillors Williams and Franklin that if the proposal goes back to Committee, the Committee cannot make any decision concerning the expenditures of the money for new construction. The moneys cannot be spent for new construction, but are earmarked to be spent only for renovation. He said that he voted against sending it back to Committee and will vote to pass the proposal at this meeting.

Councillor Beadling stated that she voted against sending it back to Committee because there is nothing the Committee can do about new construction or vouchers.

Councillor Borst said that he was using the wrong formula in calculating the cost per unit. According to his new calculation the cost per unit is $31,159. He moved, seconded by Councillor Boyd, to pass Proposal No. 442, 1993.

Councillor Schneider stated that Councillor Franklin suggested that the Council has not spent any money on public housing in the last twenty years in the City. That is not true. The

Council has appropriated many dollars for public housing through the Model City Program and through the Community Development Block Grants.

The President said that he knows that this Council has a deep sense of frustration with the public housing program which has been a failed program for many, many years. The Council has no control over the public housing policy that the City has to live with.

Proposal No. 442, 1993 was adopted on the following roll call vote; viz:

17 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Golc, Gray, Jimison, Jones, Moriarty, Rhodes, SerVaas, West, Williams
10 NAYS: Dowden, Gilmer, Hinkle, McClamroch, Mullin, O'Dell, Ruhmkorff, Schneider, Shambaugh, Smith
1 NOT VOTING: Giffin
1 NOT PRESENT: Short

Councillor Borst asked that Mr. Nelson send to all members of the Council detailed information on how this appropriation will be spent.

Proposal No. 442, 1993 was retitled FISCAL ORDINANCE NO. 68, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixteen Million Eight Hundred Thirty-three Thousand Five Hundred Eighty-seven Dollars ($16,833,587) in the Indianapolis Housing Authority Fund for purposes of the Department of Metropolitan Development, Public Housing Division, and reducing the unappropriated and unencumbered balance in the Indianapolis Housing Authority Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Public Housing Division, to rehabilitate Blackburn & Hawthorne Place in order to provide safe and affordable housing for 414 low income families.

SECTION 2. The sum of Sixteen Million Eight Hundred Thirty-three Thousand Five Hundred Eighty-seven Dollars ($16,833,587) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT

PUBLIC HOUSING DIVISION	INDIANAPOLIS HOUSING AUTHORITY FUND
1. Personal Services	$ 350,000
2. Supplies	25,000
3. Other Services and Charges	1,803,587
4. Capital Outlay	14,655,000
TOTAL INCREASE	$16,833,587

SECTION 4. The said additional appropriations are funded by the following reductions:

	INDIANAPOLIS HOUSING AUTHORITY FUND
Unappropriated and Unencumbered Indianapolis Housing Authority Fund	$16,833,587
TOTAL REDUCTION	$16,833,587

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 447 and 448, 1993. PROPOSAL NO. 447, 1993.The proposal appropriates $17,500 for the Department of Public Safety, Emergency Management Planning Division, to cover administrative and project planning costs for the Emergency Management Siren Project. PROPOSAL NO. 448, 1993. The proposal appropriates $25,600 for the Domestic Relations Counseling Bureau, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel expenses for the Visiting Nurse Service. Councillor Dowden asked for consent to postpone Proposal Nos. 447 and 448, 1993 until October 11, 1993. Consent was given.

PROPOSAL NO. 449, 1993. The proposal appropriates $1,680,320 for the Department of Public Works, Storm and Wastewater Management Division, to purchase and install flow meters and samplers and to pay consultant fees to continue the Combined Sewer Overflow Project for a period of one year. Councillor Coughenour asked for consent to postpone Proposal No. 449, 1993 until October 11, 1993. Consent was given.

PROPOSAL NOS. 451 and 452, 1993. PROPOSAL NO. 451, 1993. The proposal appropriates $4,700,000 for the Department of Transportation, Asset Management Division, to cover the expense of resurfacing approximately fifty lane miles of streets and of implementing a county-wide inventory of signals, streets and culverts. PROPOSAL NO. 452, 1993. The proposal appropriates $421,000 for the Department of Transportation, Operations Division, to replace 1993 funds which were used to pay 1992 residential thoroughfare and traffic energy bills. Councillor Gilmer asked for consent to postpone Proposal Nos. 451 and 452, 1993 until October 11, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NOS. 398 and 399, 1993. PROPOSAL NO. 398, 1993. This proposal, sponsored by Councillors Moriarty, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short and Smith, amends the Code by establishing that vehicles used in an act of prostitution are public nuisances. PROPOSAL NO. 399, 1993. The proposal, sponsored by Councillors Moriarty, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short and Smith, amends the Code by establishing that vehicles used in an act of prostitution which are public nuisances may be abated by sale at a public auction. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 398 and 399, 1993 on August 30, 1993. By a 5-4 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Dowden asked for consent to return these proposals to Committee because the primary sponsor wants to make amendments to the proposals. Consent was given.

Councillor Curry acknowledged the presence of State Senator Glenn Howard.

PROPOSAL NO. 400, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 400, 1993 on August 24, 1993. The proposal amends the Revised Code concerning the rules of the City-County Council. By a 5-0 vote, the Committee

reported the proposals to the Council with the recommendation that it do pass. Councillor Curry said that a number of Councillors have requested that they be given time to read the amended version. Councillor Curry asked for consent to return Proposal No. 400, 1993 to Committee. Consent was given.

PROPOSAL NO. 439, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 439 on August 30, 1993. The proposal transfers and appropriates $1,300 for the Washington Township Assessor to purchase plat book supplies. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Dowden, for adoption. Proposal No. 439, 1993 was adopted on the following roll call vote; viz:

19 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Schneider, SerVaas, Shambaugh, Smith
0 NAYS:
9 NOT VOTING: Borst, Franklin, Giffin, Gilmer, Hinkle, O'Dell, Ruhmkorff, West, Williams
1 NOT PRESENT: Short

Proposal No. 439, 1993 was retitled FISCAL ORDINANCE NO. 69, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Thousand Three Hundred Dollars ($1,300) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (u) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Washington Township Assessor to purchase plat book supplies.

SECTION 2. The sum of One Thousand Three Hundred Dollars ($1,300) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
2. Supplies	$1,300
TOTAL INCREASE	$1,300

SECTION 4. The said increased appropriation is funded by the following reduction:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
3. Other Services and Charges	$1,300
TOTAL REDUCTION	$1,300

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 443, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 443, 1993 on September 7, 1993. The proposal approves the disbursement of $358,000 of Community Development Block Grant Funds. By a 7-0 vote,

the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 443, 1993 was adopted on the following roll call vote; viz:

19 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, Rhodes, SerVaas, Shambaugh, Smith, West
4 NAYS: Dowden, Golc, Ruhmkorff, Schneider
5 NOT VOTING: Franklin, Giffin, Moriarty, O'Dell, Williams
1 NOT PRESENT: Short

Proposal No. 443, 1993 was retitled SPECIAL RESOLUTION NO. 60, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 60, 1993

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 21, 1992, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 57, 1992, 1993 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council, reads as follows:

SECTION 4.01.State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development, utilizing a portion of the Community Development Grant Funds, to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That portion of the Community Development Committee's Recommendations for distribution of certain Community development Block Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT "A"
1993 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS

Pathway to Recovery, Inc. $25,000

The agency serves homeless, mentally ill and substance abusers. The funds are to be used to remodel the women's dorm and restroom area to provide more privacy and better utilize existing space. Investment leverages no other funds.

King Park Area Development Corporation $75,000

The Community Development Corporation is planning to acquire and rehabilitate five homes. The proposed housing will be marketed for low to moderate income families through the utilization of a Lease Purchase concept. Investment leverages approximately $200,000.

Meridian Kessler Development Corporation $125,000

The project will help to achieve the redevelopment goals contained in the 42nd and College Urban Renewal Project as declared by the City of Indianapolis. In order to help achieve the redevelopment goals, the Meridian Kessler Development Corp. purposes to purchase properties at the following addresses, to demolish the existing improvements and build a parking lot.

4173-75 North Broadway
4179-83 North Broadway
4174-76 North College
641 East 42nd Street
4180-88 North College

The parking lot would be utilized for patrons of the Library at 4186 North Broadway and the proposed Meridian Kessler Community Center and its prime tenant, the YMCA of Indianapolis, at 664 East 42nd Street. The lot would also provide ancillary parking for the North district Police Station at 4209 North College and the Proposed fire station in the Southeast quadrant of 42nd and College. This project will continue the elimination of slum and blight as outlined in the Urban Renewal Plan that was approved by the Metropolitan Development Commission.

Indiana OIC State Council $8,000

This organization is pursuing a retail/office project located in the Oxford Terrace Urban Renewal Area. The funds would be used to engage the services of a consultant to assist in project coordination and negotiations.

Indianapolis Neighborhood Housing Partnership $25,000

Projects will provide emergency repair services to approximately six homeowners in Marion County

Business Telemarketing $100,000

This is to provide a loan to a start-up business that will create 65 permanent jobs for low- and moderate-income individuals.

Total requested $358,000

PROPOSAL NO. 453, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 453, 1993 on August 24, 1993. The proposal approves the execution of a lease amendment by and between the Metropolitan Development Commission of Marion County, acting as the Redevelopment Commission of the City of Indianapolis and the Marion County Convention and Recreational Facilities Authority; and makes an additional pledge of the City's and County's respective distributive shares of COIT. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry reported that the administration now wishes to withdraw the proposal.

Councillor Curry moved, seconded by Councillor West, to strike. Proposal No. 453, 1993 was stricken by unanimous voice vote.

SPECIAL SERVICE DISTRICT COUNCILS

A. POLICE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 445, 1993. The proposal appropriates $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project. Councillor Dowden asked for consent to postpone Proposal No. 445, 1993 until September 27, 1993. Consent was given.

A. FIRE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 446, 1993. The proposal transfers and appropriates $1,159,500 for the Department of Public Safety, Fire Division, to cover personnel expenses through the end of the year and to pay the hydrant rental due the Indianapolis Water Company. Councillor Dowden asked for consent to postpone Proposal No. 446, 1993 until September 27, 1993. Consent was given.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Boyd stated that he had been asked to offer the following motions for adjournment:

(1) by Councillor Beadling in memory of Roger F. McCluskey

(2) by Councillor Boyd in memory of Sylvia Brodie

(3) by Councillor Boyd in memory of Calvin L. Townsend

(4) by Councillors Jones and Boyd in memory of Edward Brents.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Roger F. McCluskey, Sylvia Brodie, Calvin L. Townsend and Edward Brents. Councillor Boyd respectfully asked for the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action. Councillor West seconded the motion and it passed by unanimous voice vote.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 13th day of September, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, SEPTEMBER 27, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, September 27, 1993, with Councillor SerVaas presiding.

Councillor Giffin led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Beadling introduced Edward Cottrell, Jr., a Warren Township volunteer fireman, and his son Ryan, who is working on an Eagle Scout merit badge. Councillor Golc recognized Tim Schick, Vice President, Advanced Printing. Councillor Gray wished a speedy recovery to Cory Craig, a resident in his district.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, September 27, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

September 14, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 16, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 489, 490 and 421, 1993, to be held on Monday, September 27, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

September 14, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 16, 1993, a copy of LEGAL NOTICE on General Ordinance No. 101, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Deputy Clerk of the City-County Council, Suellen Hart, the following ordinances and resolutions:

A FISCAL ORDINANCE NO. 68, 1993 appropriating $16,833,587 for the Department of Metropolitan Development, Public Housing Division, to rehabilitate Blackburn and Hawthorne Place funded by federal monies.

A FISCAL ORDINANCE NO. 69, 1993 transferring and appropriating $1,300 for the Washington Township Assessor to purchase plat book supplies.

A SPECIAL ORDINANCE NO. 12, 1993 approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 and approving and authorizing other actions in respect thereto.

A SPECIAL RESOLUTION NO. 56, 1993 concerning The Massachusetts Avenue Arts District.

A SPECIAL RESOLUTION NO. 57, 1993 recognizing the 90th Anniversary of Fort Benjamin Harrison.

A SPECIAL RESOLUTION NO. 58, 1993 concerning Government Cable Channel 16-TV.

A SPECIAL RESOLUTION NO. 59, 1993 an Inducement Resolution for Sure Start, Inc. in an amount not to exceed $5,000,000 for the acquisition, renovation and equipping of an existing building located at 4760 Kentucky Avenue for use in the re-manufacturing of starters and alternators.

A SPECIAL RESOLUTION NO. 60, 1993 approving the disbursement of $358,000 of Community Development Block Grant Funds.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of September 13, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 531, 1993. This proposal, sponsored by Councillor Rhodes, remembers Maynard R. Hokanson. Councillor Rhodes read the resolution and presented a copy of the document to Mr. Hokanson's son Scott, who expressed appreciation for the recognition. Councillor Rhodes moved, seconded by Councillor West, for adoption. Proposal No. 531, 1993 was adopted by unanimous voice vote.

Proposal No. 531, 1993 was retitled SPECIAL RESOLUTION NO. 61, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 1993

A SPECIAL RESOLUTION remembering Maynard R. Hokanson.

WHEREAS, Mr. Maynard R. Hokanson was a prominent Indianapolis commercial and investment real estate broker for over a half-century; and

WHEREAS, he was generous with a smile and with sharing his expertise to help the community in which he lived; and

WHEREAS, he was appointed to the Indianapolis-Marion County Building Authority from its creation in 1953 through 1993; and

WHEREAS, on the Building Authority, Mr. Hokanson experienced the City-County Building from a dream, through construction, to maintenance to the bonds being paid off; and

WHEREAS, he was active in the local and national Building Owners and Managers Associations, the Greater Indianapolis Progress Committee and in the real estate associations; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the life and many civic contributions of Maynard R. Hokanson.

SECTION 2. The Council expresses its sincere condolences to his family, including sons Stephen P. and Scott V. Hokanson.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 532, 1993. This proposal, sponsored by Councillors Golc and SerVaas, recognizes the 100-year-old Thomas L. Green & Company. Councillor Golc read the resolution and presented a copy of the document to Sally Lugar, wife of Thomas Lugar, President of Thomas L. Green & Company. Mrs. Lugar expressed appreciation for the recognition. Councillor Golc moved, seconded by Councillor Curry, for adoption. Proposal No. 532, 1993 was adopted by unanimous voice vote.

Proposal No. 532, 1993 was retitled SPECIAL RESOLUTION NO. 62, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 1993

A SPECIAL RESOLUTION recognizing the 100-year-old Thomas L. Green & Company.

WHEREAS, since 1893 family-owned Thomas L. Green & Company on the west side of Indianapolis has been manufacturing quality food making machinery; and

WHEREAS, each machine must be custom made, and the baking machines are used throughout the world; and

WHEREAS, the leadership of the enterprise, and the skills of the design and installation engineers, office support staff, metal fabricators, machinists, welders, electricians, painters, assembly personnel, shipping and maintenance workers have all combined to make Thomas L. Green & Company a world leader in the specialized baking machinery field; and

WHEREAS, their quality products by quality employees have stood the test of time; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Thomas L. Green & Company for sustaining one hundred years of continuous operation in Indianapolis.

SECTION 2. Each person at the company can feel a shared sense of pride and accomplishment in this outstanding achievement.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 533, 1993. This proposal, sponsored by Councillor Short, recognizes the city's first small business incubator. Councillor Short read the resolution and presented copies of the document to Bob Wildman, President of the Arden Foundation, Inc., and Cy Smith, Entrepreneur Business Center, who expressed appreciation for the recognition.

Councillor Short moved, seconded by Councillor West, for adoption. Proposal No. 533, 1993 was adopted by unanimous voice vote.

Proposal No. 533, 1993 was retitled SPECIAL RESOLUTION NO. 63, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 63, 1993

A SPECIAL RESOLUTION recognizing the city's first small business incubator.

WHEREAS, small business incubators are concentrated sites, usually a building, nurturing young small businesses to operate, share common office services, network and provide other support to "grow" small job-producing businesses; and

WHEREAS, the first Indianapolis small business incubator, the Entrepreneur Business Center, is a 200,000 square foot facility at 55 South State Street which is already accepting entrepreneur firms; and

WHEREAS, the center, run by Arden Foundation, Inc., offers a setting to improve the odds for business success; and

WHEREAS, because the center has excellent prospects for job growth through nurturing small businesses, the city has pledged a strong commitment to the center; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Indianapolis' first small business incubator enterprise and all the companies and individuals who have come together to package this new community resource.

SECTION 2. Small Business remains a major source of innovation and job growth; and this new greenhouse for small firms is an exciting addition to the city.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 534, 1993. This proposal, sponsored by Councillor Mullin, recognizes United Way's "Day of Caring." Councillor Mullin read the resolution and presented copies of the document to Michael S. Maurer and Irvin S. Katz, representatives from United Way of Central Indiana, who expressed appreciation for the recognition. Councillor Mullin moved, seconded by Councillor Moriarty, for adoption. Proposal No. 534, 1993 was adopted by unanimous voice vote.

Proposal No. 534, 1993 was retitled SPECIAL RESOLUTION NO. 64, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 64, 1993

A SPECIAL RESOLUTION recognizing United Way's "Day of Caring".

WHEREAS, volunteerism is a strong tradition in the Indianapolis community and the United Way of Central Indiana links volunteer time and donated resources to those in need; and

WHEREAS, the United Way of Central Indiana supports 80 charitable organizations that provide essential health and human services to children and families in the Indianapolis community; and

WHEREAS, over 2,000 caring volunteers assisted United Way agencies in Marion County on Monday, September 13, 1993, with a variety of needed improvements such as painting, building playgrounds, helping children with disabilities, and delivering meals; and

WHEREAS, over 85 Central Indiana businesses graciously relieved employees of their duties and other volunteers took a vacation day so they could volunteer; and

WHEREAS, the "Day of Caring" matched caring volunteers to the needs of United Way agencies and their clients to accomplish work which would otherwise be cost prohibitive; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby recognizes the United Way of Central Indiana's "Day of Caring" as an important asset to the Indianapolis community, bringing volunteerism to new heights and furthering charitable efforts in our City.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 484, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 484, 1993 on September 21, 1993. The proposal appoints Michael B. Murphy to the Metropolitan Board of Zoning Appeals Division II. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor West, for adoption. Proposal No. 484, 1993 was adopted by unanimous voice vote.

Proposal No. 484, 1993 was retitled COUNCIL RESOLUTION NO. 62, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 62, 1993

A COUNCIL RESOLUTION appointing Michael B. Murphy to the Metropolitan Board of Zoning Appeals Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals Division II, the Council appoints:

Michael B. Murphy

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 507, 1993. Introduced by Councillors Coughenour, O'Dell and Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $1,370 for the County Commissioners to cover some of the expense for the Red Ribbon Celebration, which promotes drug free education, sponsored by the Marion County Parent Teachers Association"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 508, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Comprehensive Zoning Maps of Marion County by updating base map #11 to include subsequent rezonings"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 509, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $66,000 for the Prosecuting Attorney to continue the Adult Protective Services for the 1994 fiscal year funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 510, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $7,754 for the Prosecuting Attorney for the Adult Protective Services which is a supplement to the annual state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 511, 1993. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Parc Estates subdivision (District 18)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 512, 1993. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs for the New Heritage subdivision (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 513, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Oakforge Woods subdivision (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 514, 1993. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Westwood subdivision (District 18)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 515, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs for the Killdeer Drive subdivision (District 24)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 516, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs for the Rolling Ridge Pines subdivision (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 517, 1993. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs for the Summer Hill subdivision (District 23)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 518, 1993. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing stop signs for the Washington Industrial Park (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 519, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at German Church Road and 21st Street (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 520, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at 84th Street and Pennsylvania Street (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 521, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at 61st Street and Sherman Drive (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 522, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Michigan Street and Eaton Avenue (District 13)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 523, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at 65th Street and Westfield Boulevard (Districts 2, 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 524, 1993. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Sugar Grove Avenue and 21st Street (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 525, 1993. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Ohio Street and Pershing Avenue (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 526, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting rush hour parking restrictions for various downtown locations (Districts 16, 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 527, 1993. Introduced by Councillors Beadling and Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by

authorizing parking restrictions on Franklin Road from Pendleton Pike to 52nd Street (Districts 5, 11, 14)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 528, 1993. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the speed limit on 34th Street from Lafayette Road to High School Road from 30 mph to 35 mph (District 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 529, 1993. Introduced by Councillors Gilmer and Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the speed limit on Georgetown Road from Lafayette Road to 79th Street from 45 mph to 40 mph (Districts 1, 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 530, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit on 62nd Street from Michigan Road to Guion Road (Districts 1, 9)"; and the President referred it to the Transportation Committee.

The President asked for consent to hear Proposal No. 546, 1993 at this meeting. Consent was given.

PROPOSAL NO. 546, 1993. The proposal reappoints Phillip Hinkle to the Marion County Board of Tax Adjustment. The President moved, seconded by Councillor Rhodes, for adoption. Proposal No. 546, 1993 was adopted by unanimous voice vote.

Proposal No. 546, 1993 was retitled COUNCIL RESOLUTION NO. 63, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 63, 1993

A COUNCIL RESOLUTION reappointing Phillip Hinkle to the Marion County Board of Tax Adjustment.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Board of Tax Adjustment, the Council appoints:

Phillip Hinkle

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 535-536, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 22, 1993". The Council did not schedule Proposal Nos. 535-536. 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 535-536, 1993 were retitled REZONING ORDINANCE NOS. 124-125, 1993 and are identified as follows:

REZONING ORDINANCE NO. 124, 1993. 93-Z-128 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 7.

2507 EAST 72ND STREET (approximate address), INDIANAPOLIS.
RAY C. PASCHKE, by John S. Keeler, requests the rezoning of 0.29 acre, being in the D-5 District, to the SU-9 classification to provide for development of a fire station.

REZONING ORDINANCE NO. 125, 1993. 93-Z-142 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
1691 EAST 25TH STREET (approximate address), INDIANAPOLIS.
DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 8.44 acres, being in the D-7 and SU-1 Districts, to the D-5 classification to provide for single-family residential development.

PROPOSAL NOS. 537-545, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 22, 1993". The Council did not schedule Proposal Nos. 537-545, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 537-545, 1993 were retitled REZONING ORDINANCE NOS. 126-134, 1993 and are identified as follows:

REZONING ORDINANCE NO. 126, 1993. 93-Z-79 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT #24.
4602 SOUTH EMERSON AVENUE (approximate address), INDIANAPOLIS.
CALVARY MISSION TEMPLE requests the rezoning of 1.00 acre, being in the C-4 District, to the SU-1 classification to provide for an addition to an existing church for Sunday School rooms.

REZONING ORDINANCE NO. 127, 1993. 93-Z-106 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 10.
2716 NORTH TACOMA AVENUE (approximate address), INDIANAPOLIS.
REAL ESTATE SERVICES DIVISION/CITY OF INDIANAPOLIS requests the rezoning of 0.382 acre, being in the D-8 District, to the SU-1 classification to provide for church use.

REZONING ORDINANCE NO. 128, 1993. 93-Z-107 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 5.
6283 OAKLANDON ROAD (approximate address), INDIANAPOLIS.
WATSON'S OF INDIANAPOLIS, INC., by Gordon L. Harper, requests the rezoning of 2.53 acres, being in the D-A District, to the C-5 classification to provide for expansion of existing retail business.

REZONING ORDINANCE NO. 129, 1993. 93-Z-110 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 21.
2502 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.
CARL A. BOOKER AND SHEILA D. BOOKER, by Michael J. Kias, requests the rezoning of I.0 acre, being in the D-5 and C-4 Districts to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 130, 1993. 93-Z-118 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
416 WEST WALNUT STREET (approximate address), INDIANAPOLIS.
DEPARTMENT OF METROPOLITAN DEVELOPMENT requests the rezoning of 3.8 acres, being in the D-5, I-3-U AND PK-1 Districts, to the CBD-S classification to provide for a 120 unit apartment complex.

REZONING ORDINANCE NO. 131, 1993. 93-Z-120 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
917-927 NORTH ALABAMA STREET, INDIANAPOLIS,
PEDRO J. CACERES requests the REZONING of 0.296 acre, being in the C-4/RC District, to the D-8/RC classification to develop six residential building lots.

REZONING ORDINANCE NO. 132, 1993. 93-Z-124 (Amended) FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
7028 ACTON ROAD, INDIANAPOLIS.
MICHAEL F. AND SHEILA D. WALKER request the rezoning of 0.5 acre, being in the D-A District, to the C-3 classification to provide for the expansion of an existing integrated center.

REZONING ORDINANCE NO. 133, 1993. 93-Z-125 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 17.

4401 STOUT FIELD SOUTH DRIVE (approximate address), INDIANAPOLIS.
PARK WEST ASSOCIATES, by Harry F. McNaught, Jr., requests the rezoning of 3.99 acres, being in the I-3-S and C-7 Districts, to the C-7 classification to provide for sales, service and rental of construction equipment with outside storage.

REZONING ORDINANCE NO. 134, 1993. 93-Z-127 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 9.
5601 NORTH GUION ROAD (approximate address), INDIANAPOLIS.
MUNDY REALTY, INC., by Thomas Michael Quinn, requests the rezoning of 3.0 acres, being in the I-2-S District, to the C-3 classification to provide for commercial development.

SPECIAL ORDERS - PUBLIC HEARING

A. COMMITTEE OF THE WHOLE

PROPOSAL NO. 420, 1993 - Police Special Service District

PROPOSAL NO. 421, 1993 - Fire Special Service District

PROPOSAL NO. 422, 1993 - Solid Waste Collection Special Service District

PROPOSAL NO. 423, 1993 - Marion County Department of Public Welfare

PROPOSAL NO. 424, 1993 - Metropolitan Emergency Communications Agency

PROPOSAL NO. 425, 1993 - Indianapolis and Marion County

PROPOSAL NO. 459, 1993 - Airport Authority

PROPOSAL NO. 460, 1993 - Capital Improvement Board

PROPOSAL NO. 461, 1993 - Health and Hospital Corporation

PROPOSAL NO. 462, 1993 - Indianapolis-Marion County Public Library Board

PROPOSAL NO. 463, 1993 - Indianapolis Public Transportation Corporation

Councillor Williams asked for a point of special privilege. She said that in the Baird versus the City of Indianapolis case, which resulted in the redistricting of the County, the next step is a legal dispute about legal fees. She said that she has learned that $500,000 has already been spent on legal fees. If the City objects to that amount then more legal fees will be generated. She urged the Council to consider the case finished and not to spend one more cent on attorneys' fees.

The President said that there comes a time to move on and he believes that now is the time.

The President asked for public testimony at 7:52 p.m. on Proposal Nos. 420, 421, 422, 423. 424, 425, 459, 460, 461, 462 and 463, 1993.

Ed Cottrell, Jr. said that he is a fire dispatcher for the City. He is concerned that there may be another pay cut for fire and police dispatchers. An emergency communications dispatcher

requires a lot of skill. The average wage in Marion County is $19,000 a year. In other counties in Indiana some dispatchers earn $25,000 or more.

POLICE SPECIAL SERVICE DISTRICT
FIRE SPECIAL SERVICE DISTRICT

A quorum being present, the President called the Police Special Service District Council and the Fire Special Service District Council to order at 7:55 p.m.

PROPOSAL NO. 420, 1993. The proposal is the annual budget for the Police Special Service District for 1994. PROPOSAL NO. 421, 1993. The proposal is the annual budget for the Fire Special Service District for 1994. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 420 and 421, 1993 on September 22, 1993. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass as amended.

The President stated that the total budget for the Police Special Service District is $89,844,000 and for the Fire Special Service District is $60,052,000.

Councillor Golc stated that he has two major concerns with the Indianapolis Fire Department's (IFD) budget. First, he is concerned about safety in his neighborhood. It takes four firefighters to staff a firefighting apparatus, but sometimes there are only three firefighters available on an apparatus when they go out on a run--one is driving, one is hooking the hose up and one is doing the firefighting. According to the standard operating procedure manual of IFD if a firefighter goes into a house alone and as a result has an injury, the City is not liable for any resulting injury. The second concern is for the firefighters themselves. He believes they lack some necessary equipment. The firefighters must also concern themselves with ambulance service, outside contracts, equipment breakdown, increase number of runs, new technology and hazardous decontamination. He believes that in the future there will be either: (1) a reduction in service, or (2) the need for a consolidation of stations. He said that this Council needs to start dealing with these problems. There are some simple solutions, but then there are also some long-term decisions that must be made.

The President said that he shares Councillor Golc's concerns. For a long time there has not been any new moneys available for the police and fire departments because the property tax base cannot afford it. The money coming from the County Option Income Tax (COIT), which was originally set up to fund the police and fire departments pension funds, has been helping to fund the police and fire departments current salaries and overhead. In 1995 the amount of the moneys paid out on pensions will exceed the income allocated for the pensions from COIT.

Councillor Beadling asked if is there is enough money in IFD's 1994 budget to reestablish the two-man rescue squads if the ambulance service pilot program fails.

Councillor Dowden replied that the budget provides sufficient funding to deliver those services that are being described. He said that every year the funding for the Indianapolis Police Department (IPD) and IFD increases. Chief James Toler and Chief Keith Smith are very concerned about their departments, but they are two leaders who are on top of the

situation and are working with the men and women in their departments to deliver the caliber of service that is necessary and they are constantly looking at better utilization of the resources available. Chief Smith is in fact looking at consolidating where it is in the best interest of the department and the taxpayer.

Councillor Williams said that the tax base is eroding in Center Township. The township has no control over the school budget and no control over the welfare budget. She reminded the Council that people who live outside Center Township but who come into the township to work and for entertainment create tremendous demands on the system. For example, there was not one Center Township taxpayer who was involved in the Athletic Club fire. She said that her constituents believe that this fire department budget will cause a reduction in service and are therefore opposed to it.

Councillor Boyd asked if sometime in future there might be some general discussion in the Public Safety and Criminal Justice Committee about community-based policing. Councillor Dowden said that he will put that on the agenda at some future time.

Councillor West said that if the 1994 IFD budget does not pass then the State Tax Board has to put into effect the budget for 1993. The 1993 IFD budget is $40,830,254; the 1994 IFD budget is $44,186,679--an increase of 8.2%. Councillor West said that he does not believe that would be the best thing to do.

[Clerk's Note: The 1993 and 1994 IFD budget totals quoted by Councillor West do not include the funding for the pension plan.]

Proposal No. 420, 1993, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 420, 1993, as amended, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993 and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Police Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1994 and ending December 31, 1994, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Police District and the Police Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1994 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Police Force of the City of Indianapolis for the fiscal year beginning January 1, 1994 and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Service District Fund for the purposes herein specified, subject to the law governing the same:

1994 ANNUAL BUDGET
DEPARTMENT OF PUBLIC SAFETY
POLICE DIVISION

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY	POLICE SERVICE DISTRICT FUND	
Police Division		
1. Personal Services	53,875,882	53,875,882
2. Supplies	1,276,137	1,276,137
3. Other Services and Charges	10,990,995	10,990,995
4. Capital Outlay	818,361	818,361
TOTAL	66,961,375	66,961,375

SECTION 2. For the expenses and obligations of the Police Pension of the City of Indianapolis, for the fiscal year beginning January 1, 1994 and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Pension Fund for the purposes herein specified, subject to the law governing the same:

DEPARTMENT OF PUBLIC SAFETY	POLICE PENSION FUND	
Police Division		
1. Personal Services	22,810,924	22,810,924
2. Supplies	1,500	1,500
3. Other Services and Charges	70,422	70,422
4. Capital Outlay		
TOTAL	22,882,846	22,882,846

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Police Special Service District for the ensuing year are now fixed and approved as follows: (i) for all classified personnel of the Police Special Service District in accordance with schedule set forth in the Mayor's Executive Order No. 2, 1993, and (ii) for all merit police officers in accordance with the applicable labor agreements approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Police Special Service District.

(b) The respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Police Special Service District in accordance with the appropriations stated in sections I and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Police Service District Fund for 1994 shall consist of all balances as of the end of fiscal 1993 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Force, including traffic fines and intergovernmental reimbursements, Police Training Fund Transfers, Court Docket Fees, portions of the receipts from the County Option Income Tax allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

(b) The Police Pension Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Police Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1993, payable in 1994, a tax rate of One dollar twenty-seven and seventy-five hundredths cents ($1.2775) for the Police Special Service District Fund on each one hundred dollars ($100.00) valuation of such special service district taxable property, and seventeen and seventy hundredths cents ($0.1770) for Police Pension Fund on each one hundred dollars ($100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
POLICE SERVICE DISTRICT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	447,871	895,741
License Excise Tax	1,225,132	2,613,614
County Option Income Tax	10,743,524	23,480,000
ALL OTHER REVENUE		
State Grant		230,000
Court Docket Fines	470,000	850,000
Traffic Violation	674,588	1,200,000
Auto Tow-In Franchise	100,000	150,000
Other Fines	6,000	12,000
Law Enforcement Trg Fund	150,000	
Police Training Fund	40,000	40,000
Abd. Vehicle Fund	20,000	15,000
Licenses and Permits	70,000	140,000
Official Reports	100,000	200,000
FEMA	3,491	
Damage Claim	180,000	180,000
County		330,363
Property Sales		80,000
Rental	50,754	78,000
E-911 ($0.34)	707,506	779,684
E-911 ($0.30)	201,807	
Other	15,000	28,000
TOTAL	15,205,672	31,302,402

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
POLICE PENSION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	62,061	124,122
License Excise Tax	1,225,132	362,166
COIT	2,057,628	4,115,000
ALL OTHER REVENUE		
Interest on Investments	5,500	10,000
Members Dues	413,885	820,000
Property Auction	15,000	40,000
Pension Relief Act 1977	4,312,572	8,825,000
Supplemental Pension Trust	150,000	3,750,000
Miscellaneous	15,000	30,000
TOTAL	8,256,778	18,076,287

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
POLICE SERVICE DISTRICT FUND
1994 NET ASSESSED VALUATION 2,783,227,168
1993 BILLED NET ASSESSED VALUATION 2,734,696,190

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	2,477,759	2,477,759
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	34,219,545	34,219,545
3. Additional appropriations necessary to be made July 1 to December 31 of present year	150,000	150,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	34,369,545	34,369,545
6. Remaining property taxes to be collected present year	17,837,791	17,837,791
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,205,672	15,205,672
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	33,043,463	33,043,463
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,151,677	1,151,677
10. Total budget estimate for January 1 to December 31 of incoming year	66,961,375	66,961,375
11. Miscellaneous revenue for January 1 to December 31 of incoming year	31,302,402	31,302,402
12. Property tax to be raised from January 1 to December 31 of incoming year	34,688,514	35,555,727

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	181,218	1,048,431
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	181,218	1,048,431
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	1.2759	1.2759
Proposed tax rate for incoming year	1.2775	1.2775

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
POLICE PENSION FUND
1994 NET ASSESSED VALUATION 2,783,227,168
1993 BILLED NET ASSESSED VALUATION 2,734,696,190

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	650,041	650,041
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	10,640,365	10,640,365
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	10,640,365	10,640,365
6. Remaining property taxes to be collected present year	2,471,762	2,471,762
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	8,256,778	8,256,778
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	10,728,540	10,728,540
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	738,216	738,216
10. Total budget estimate for January 1 to December 31 of incoming year	22,882,846	22,882,846
11. Miscellaneous revenue for January 1 to December 31 of incoming year	18,076,287	18,076,287
12. Property tax to be raised from January 1 to December 31 of incoming year	4,806,158	4,926,312
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	737,816	857,970
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	737,816	737,816
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1768	0.1768
Proposed tax rate for incoming year	0.1770	0.1770

SECTION 7.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Police General	66,961,375	31,302,402	35,555,727	2,783,227,168	1.2775
Police Pension	22,882,846	18,076,287	4,926,312	2,783,227,168	0.1770
TOTAL	89,844,221	49,378,689	40,482,039		1.4545

SECTION 8. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Police Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January I, 1994, after passage by the Police Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

Councillor Gray said that he would abstain from voting on Proposal No. 421, 1993 due to a conflict of interest.

Proposal No. 421, 1993, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
2 NAYS: Jimison, Williams
1 NOT VOTING: Gray

Proposal No. 421, 1993, as amended, was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993 and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January I, 1994 and ending December 31, 1994, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1994 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Fire Force of the City of Indianapolis for the fiscal year beginning January I, 1994, and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Service District Fund for the purposes herein specified, subject to the law governing the same:

1994 ANNUAL BUDGET
DEPARTMENT OF PUBLIC SAFETY
FIRE DIVISION

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY	FIRE SERVICE DISTRICT FUND	
Fire Division		
1. Personal Services	34,295,158	34,295,158
2. Supplies	1,413,993	1,413,993
3. Other Services and Charges	3,442,171	3,442,171
4. Capital Outlay	1,755,357	1,785,357
TOTAL	40,906,679	40,936,679

SECTION 2. For the expenses and obligations of the Fire Pension of the City of Indianapolis, for the fiscal year beginning January 1, 1994 and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Pension Fund for the purposes herein specified, subject to the law governing the same:

DEPARTMENT OF PUBLIC SAFETY	FIRE PENSION FUND	
Fire Division		
1. Personal Services	19,064,795	19,064,795
2. Supplies	5,245	5,245
3. Other Services and Charges	70,575	70,575
4. Capital Outlay	5,025	5,025
TOTAL	19,145,640	19,145,640

SECTION 3. (a) The salaries, wages, and compensation of the various officers and employees of the Fire Special Service District for the ensuing year are now fixed and approved as follows: (i) for all classified personnel of the Fire Special Service District in accordance with the schedule set forth in the Mayor's Executive Order No. 2, 1993, and (ii) for all merit firefighters in accordance with the applicable labor agreements approved by the Mayor. Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Fire Special Service District.

(b) The respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Fire Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated revenues are allocated as follows:

(a) The Fire Service District Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Force, portions of the receipts from the County Option Income Tax allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

(b) The Fire Pension Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire

Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Fire Special Service District of the City of Indianapolis, as assessed for and returned for taxation in said District for the year 1993, payable in 1994, a tax rate of One Dollar and Twelve and twenty-three hundredths cents ($1.1223) for the Fire Special Service District Fund of each one hundred dollars ($100.00) valuation of such special service taxable property; and seventeen and sixty-five hundredths cents ($0.1765) for the Fire Pension Fund of each one hundred dollars ($100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FIRE SERVICE DISTRICT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	455,370	910,739
License Excise Tax	1,018,285	2,172,341
County Option Income Tax	5,081,684	10,275,000
Inheritance	500,000	
State Alcohol Excise Tax	193,000	
ALL OTHER REVENUE		
Fire Protection Contracts	91,856	270,000
Interest		
Miscellaneous	25,000	35,000
Wishard Hospital Reimbursement	83,085	122,200
Licenses and Permits	1,000	4,000
E-911 ($.30)	38,005	
E-911 ($.34)	202,191	222,818
Property Sales	45,000	
TOTAL	7,734,475	14,012,098

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FIRE PENSION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	71,670	143,339
License Excise Tax	160,265	341,899
COIT	1,817,374	3,625,000
ALL OTHER REVENUE		
Interest on Investments	6,500	15,000
Member Dues	366,500	720,000
Pension Relief Act 1977	3,812,364	7,800,000
Supplemental Pension Trust	600,000	2,250,000
TOTAL	6,834,673	14,905,238

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
FIRE SERVICE DISTRICT FUND
1994 NET ASSESSED VALUATION 2,459,114,120
1993 BILLED NET ASSESSED VALUATION 2,418,637,440

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	1,456,763	1,456,763
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	21,718,742	21,718,742
3. Additional appropriations necessary to be made July 1 to December 31 of present year	1,119,876	1,035,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	22,838,618	22,753,742
6. Remaining property taxes to be collected present year	13,775,717	13,775,717
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,734,475	7,734,475
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	21,510,192	21,510,192
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	128,338	213,213
10. Total budget estimate for January 1 to December 31 of incoming year	40,906,679	40,936,679
11. Miscellaneous revenue for January 1 to December 31 of incoming year	14,012,098	14,012,098
12. Property tax to be raised from January 1 to December 31 of incoming year	26,925,500	27,598,638
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	159,257	887,270
14. Estimated December 31 cash balance, of incoming year	159,257	887,270
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	1.1208	1.1208
Proposed tax rate for incoming year	1.1223	1.1223

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
FIRE PENSION FUND
1994 NET ASSESSED VALUATION 2,459,114,120
1993 BILLED NET ASSESSED VALUATION $2,418,637,440

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	909,178	909,178
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	9,142,302	9,142,302
3. Additional appropriations necessary to be made July 1 to December 31 of present year		

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	9,142,302	9,142,302
6. Remaining property taxes to be collected present year	2,168,127	2,168,127
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	6,834,673	6,834,673
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,002,800	9,002,800
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	769,676	769,676
10. Total budget estimate for January 1 to December 31 of incoming year	19,145,640	19,145,640
11. Miscellaneous revenue for January 1 to December 31 of incoming year	14,905,238	14,905,238
12. Property tax to be raised from January 1 to December 31 of incoming year	4,234,475	4,340,336
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	763,749	869,611
14. Estimated December 31 cash balance, of incoming year	763,749	869,611
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1764	0.1764
Proposed tax rate for incoming year	0.1765	0.1765

Section 7.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Fire General	40,936,679	14,012,098	27,598,638	2,459,114,120	1.1223
Fire Pension	19,145,640	14,905,238	4,340,336	2,459,114,120	0.1765
TOTAL	60,052,319	28,917,336	31,938,974		1.2988

SECTION 8. The Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Fire Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 1994, after passage by the Fire Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

D. SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT

A quorum being present, the President called the Solid Waste Collection Special Service District to order at 8:23 p.m.

PROPOSAL NO. 422, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 422, 1993 on September 27, 1993. The proposal is the annual budget for the Solid Waste Collection Special Service District for 1994. She said that the total budget is $18,932,158. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Proposal No. 422, 1993, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 422, 1993, as amended, was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993 and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget for the Solid Waste Collection Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1994 and ending December 31, 1994, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Solid Waste Collection Special Service District, fixing and establishing the annual rate of taxation and tax levy for the year 1994 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Solid Waste Collection Special Service District of the City of Indianapolis for the fiscal year beginning January 1, 1994 and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Solid Waste Collection Service District Fund for the purposes herein specified, subject to the law governing the same:

1994 ANNUAL BUDGET
DEPARTMENT OF PUBLIC WORKS
SOLID WASTE MANAGEMENT

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
	SOLID WASTE COLLECTION SERVICE DISTRICT FUND	
DEPARTMENT OF PUBLIC WORKS		
1. Personal Services	4,525,950	4,525,950
2. Supplies	278,331	278,331
3. Other Services and Charges	14,085,189	14,085,189
4. Capital Outlay	42,688	42,688
TOTAL	18,932,158	18,932,158

SECTION 2. The salaries, wages and compensation of the various officers and employees of the Solid Waste Collection Special Service District for the ensuing year as are hereby fixed and approved as follows: (i) for all classified personnel of the Solid Waste Collection Special Service District by the Solid Waste Collection

Special Service District Council in accordance with the schedule set forth in the Mayor's Executive Order No. 2, 1993, and (ii) for hourly employees on a bargaining unit shall be paid in accordance with the terms of the Master Agreement as approved by the Mayor.

Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Solid Waste Collection Special Service District, and the respective amounts herein specified for personal services are hereby appropriated therefor. Provided, however, that no person, official or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance or any ordinance hereafter adopted shall have any vested right to receive such amount, or any minimum amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week.

SECTION 3. To defray the costs of government of the Solid Waste Collection Special Service District in accordance with the appropriations stated in Section 1 of this ordinance, certain anticipated and estimated revenues are allocated as follows: The Solid Waste Collection Service District Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Solid Waste Collection Special Service District, including federal grants and intergovernmental reimbursements, user charges, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Solid Waste Collection Special Service District by virtue of Section 4 of this ordinance.

SECTION 4. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Solid Waste Collection Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1993, payable in 1994, a tax rate of twenty-four and forty-six hundredths cents ($0.2446) for the Solid Waste Collection Service District Fund on each one hundred dollars ($100.00) valuation of such special service district taxable property.

SECTION 5. The budget of the Solid Waste Collection Special Service District shall be carried out with the revenues from taxation provided from the tax levy fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions or current balances, all indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SOLID WASTE COLLECTION SERVICE DISTRICT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	101,308	367,107
License Excise Tax	692,978	1,560,203
ALL OTHER REVENUE		
Interest on Investments	75,000	120,000
Miscellaneous	10,000	20,000
Abandoned Vehicles	144,411	115,559
Animal Removal	12,500	
Court Fines	50,000	50,000
Belmont Dumping Charges	13,000	49,000
TOTAL	1,099,196	2,281,869

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SOLID WASTE COLLECTION SERVICE DISTRICT FUND
1994 NET ASSESSED VALUATION 6,992,572,634
1993 BILLED NET ASSESSED VALUATION 6,716,554,180

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	8,863,529	8,863,529
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	16,183,907	16,183,907
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	16,183,907	16,183,907
6. Remaining property taxes to be collected present year	7,800,033	7,800,033
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,099,196	1,099,196
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,899,229	8,899,229
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,578,851	1,578,851
10. Total budget estimate for January 1 to December 31 of incoming year	18,932,158	18,932,158
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,281,869	2,281,869
12. Property tax to be raised from January 1 to December 31 of incoming year	16,686,666	17,103,833
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,615,228	2,032,395
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,615,228	453,544
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.2248	0.2248
Proposed tax rate for incoming year	0.2446	0.2446

SECTION 5. SUMMARY OF APPROPRIATIONS AND TAX LEVIES.

FUND	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Solid Waste Collection Service District	.2446	17,103,833

SECTION 6. The Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the aforesaid levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Solid Waste Collection Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 7. This ordinance shall be in full force and effect beginning January 1, 1994, after passage by the Solid Waste Collection Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

E. CITY-COUNTY COUNCIL

A quorum being present, the President reconvened the City-County Council at 8:26 p.m.

Councillor Schneider reported that the Municipal Corporations Committee heard Proposal Nos. 459, 460, 461, 462 and 463, 1993 on September 2, 1993. The total for the following municipal corporations budgets is $377 million.

PROPOSAL NO. 459, 1993. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District. The 1994 budget is for a total of $82,350,000. There is no tax rate for the Airport Authority. On September 2, 1993 by a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 459, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 459, 1993 was retitled GENERAL RESOLUTION NO. 13, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 13, 1993

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1994 and ending December 31, 1994, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Indianapolis Airport Authority of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Indianapolis Airport Authority District of Indianapolis, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 1994 and ending December 31, 1994 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Airport System Fund" of said Indianapolis Airport Authority District the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS AIRPORT AUTHORITY DISTRICT
BUDGET FOR 1994

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	11,803,690	11,803,690
2. Supplies	1,769,600	1,769,600
3. Other Services and Charges	26,035,997	26,035,997
4. Capital Outlay	1,433,818	1,433,818
TOTAL	41,043,105	41,043,105

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Capital Improvement Fund" the following:

4. Capital Outlay	41,307,079	41,307,079
TOTAL	41,307,079	41,307,079

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Airport Revenues	20,384,854	40,676,972
TOTAL	20,384,854	40,676,972

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Federal and State Grant Funds	19,079,804	31,622,000
Federal Payments	178,640	362,188
Transfers	-0-	5,785,000
Interest	775,009	991,421
Financing		
Sale of Property		
PFC's	1,827,000	7,031,000
TOTAL	21,860,453	45,791,609

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS AIRPORT AUTHORITY SYSTEM FUND
1994 NET ASSESSED VALUATION 6,956,916,000
1993 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	45,273,574	45,273,574
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	29,405,217	29,405,217
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	29,405,217	29,405,217
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	20,384,854	20,384,854
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	20,384,854	20,384,854
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	36,253,211	36,253,211
10. Total budget estimate for January 1 to December 31 of incoming year	41,043,105	41,043,105
11. Miscellaneous revenue for January 1 to December 31 of incoming year	40,676,972	40,676,972
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	35,887,078	35,887,078
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS AIRPORT AUTHORITY CAPITAL IMPROVEMENT FUND
1994 NET ASSESSED VALUATION 6,956,916,000
1993 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	2,006,897	2,006,897
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	18,555,412	18,555,412

3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0
5. Total expenditures for current year (add lines 2-4)	18,555,412	18,555,412
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	21,860,453	21,860,453
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	21,860,453	21,860,453
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	5,311,938	5,311,938
10. Total budget estimate for January 1 to December 31 of incoming year	41,307,079	41,307,079
11. Miscellaneous revenue for January 1 to December 31 of incoming year	45,791,609	45,791,609
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	9,796,468	9,796,468
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE

Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Airport System Fund	41,043,105	40,676,972	-0-	6,956,916,000	-0-
Airport Capital Improvement Fund	41,307,079	45,791,609	-0-	6,956,916,000	-0-
TOTAL	82,350,184	86,468,581	-0-		-0-

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1994, after passage by the City-County Council and approval by the Tax Boards as required by law.

PROPOSAL NO. 460, 1993. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County. The 1994 budget is for a total of $38,117,000. There is no tax rate for the Capital Improvement Board. On September 2, 1993 by a 7-0 vote, the Committee reported the

proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Giffin, for adoption. Proposal No. 460, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 460, 1993 was retitled GENERAL RESOLUTION NO. 14, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 14, 1993

A GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Capital Improvement Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 1994 and ending December 31, 1994, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-10-9-8 provides that the City-County Council shall review, approve, or reject the operating budget of the Capital Improvement Board of Managers of Marion County, established pursuant to IC 36-10-9; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Capital Improvement Board of Managers of Marion County, Indiana, for the fiscal year beginning January 1, 1994 and ending December 31, 1994 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.
SECTION 2. For said fiscal year there is hereby appropriated out of the "Capital Operating Fund" of said Board of Managers, the sums as hereinafter appear in this section for the purposes herein named.

CAPITAL IMPROVEMENT BOARD OF
MANAGERS OF MARION COUNTY
BUDGET FOR 1994

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	9,407,400	9,407,400
2. Supplies	1,077,100	1,077,100
3. Other Services and Charges	14,113,400	14,113,400
4. Capital Outlay	2,725,000	2,725,000
TOTAL	27,322,900	27,322,900

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	10,795,000	10,795,000
TOTAL	10,795,000	10,795,000

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Interest on Investment	73,400	227,500
Rental	1,415,200	3,109,100
Food Service and Concessions Income	1,866,800	2,950,000
Labor Reimbursements	929,300	1,854,000
Parking Lot Receipts	329,900	698,500
Box Office Miscellaneous Income	296,000	675,500
Transfers from Bond Fund	6,063,849	12,681,900
Suites License Fees	-0-	2,738,600
Arena Lease	-0-	150,000
Advertising Income	517,500	707,500
Operating Reserve Restricted	-0-	0-
TOTAL	11,491,949	25,792,600

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES:		
Cigarette Tax Revenues	175,000	350,000
Hotel-Motel	5,775,700	10,413,000
Food and Beverage Tax	5,349,900	11,250,000
County Admissions Tax	166,200	650,000
ALL OTHER REVENUE		
Interest on Investments	122,300	572,500
Transfers to Operating Fund	(6,063,849)	(12,681,900)
TOTAL	5,525,251	10,553,600

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CAPITAL IMPROVEMENT BOARD OF MANAGERS OPERATING FUND
1994 NET ASSESSED VALUATION 7,273,988,894
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	13,166,185	13,166,185
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	15,253,300	15,253,300
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	15,253,300	15,253,300

6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	11,491,949	11,491,949
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	11,491,949	11,491,949
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	9,404,834	9,404,834
10. Total budget estimate for January 1 to December 31 of incoming year	27,322,900	27,322,900
11. Miscellaneous revenue for January 1 to December 31 of incoming year	25,792,600	25,792,600
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	7,874,534	7,874,534
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CAPITAL IMPROVEMENT BOARD OF MANAGERS BOND FUND
1994 NET ASSESSED VALUATION 7,273,988,894
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	13,068,514	13,068,514
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,034,000	4,034,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	10,795,000	10,795,000
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	5,525,251	5,525,251
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	5,525,251	5,525,251
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	14,559,765	14,559,765
10. Total budget estimate for January 1 to December 31 of incoming year	10,795,000	10,795,000

11. Miscellaneous revenue for January 1 to December 31 of incoming year	10,553,600	10,553,600
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	14,318,365	14,318,365
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE

Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
CIB - Operating Fund	27,322,900	25,792,600	-0-	7,273,988,894	-0-
CIB - Debt Service Fund	10,795,000	10,553,600		7,273,988,894	
TOTAL	38,117,900	36,346,200	-0-		-0-

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1994, after passage by the City-County Council and approval by the State Tax Boards as required by law.

PROPOSAL NO. 461, 1993. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County. The 1994 budget is for a total of $207,000,000. Health and Hospital Corporation (H&H) does have a tax rate but there is no increase over 1993's tax rate. On September 2, 1993 by an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Giffin, for adoption.

Councillor Jimison moved, to amend Proposal No. 461, 1993, namely the budget of Health and Hospital Corporation of Marion County, by the addition of $300,00 to Section 2, Division of Public Health, by adding a category five (5) entitled Healthy Baby Project, thereby increasing the total from the current $19,347,500 to $19,647,500. This motion was seconded by Councillor Williams.

Councillor Jimison said that she is aware of a document that has been distributed titled "Infant Mortality Budget Implementation Plan" (Plan). This Plan does not cover transportation and childcare costs for women who are unable to provide transportation to the sites where prenatal care can be obtained and to pay for childcare. She said that there is a need for funding for those women who do not come within the Medicaid guidelines, but who are on the brink of poverty, to enable them to be able to receive this very much needed care.

Councillor West said that the Plan does include some of the transportation services on page 2, Community Centers of Indianapolis (transportation services). He pointed out that H&H has adopted a budget after its hearings and after Municipal Corporation Committee budget hearings which reaches the maximum allowable rate permitted under the property tax laws of this state. He believes that the $300,000 that Councillor Jimison is seeking is already in H&H's budget.

Councillor Schneider said that the Plan lists different organizations and services all concerned with healthy babies and infant mortality programs. The total budget for the Infant Mortality Implementation Plan is $1.2 million. He opposes Councillor Jimison's amendment.

Councillor Williams said that the Plan lists the Peoples Health Center will receive $122,000. She asked if this $122,000 is earmarked for healthy babies alone or is this the total amount that Peoples Health Center receives for all services. Councillor West replied that it is his understanding that the $122,000 is for healthy babies.

Councillor Jimison said that if Councillors Schneider and West can assure her that every woman in Marion County who becomes pregnant and desires prenatal care is able (1) to obtain it, whether she has the income or not, (2) to have transportation, (3) to have childcare services, and (4) to receive those services unencumbered, especially during the first trimester, then she would withdraw her amendment.

Councillor Schneider said that he cannot assure that any more than he can assure that a home would not be destroyed by fire even though the City has the very best fire department.

Councillor West asked Elvin Plank, Coordinator of Maternal Child Health, to answer Councillor Jimison's question.

Mr. Plank said that prenatal care is available to any woman in this county regardless of ability to pay at any of the health centers including the Wishard Community Centers. Transportation services paid by Medicaid are only available to those women who qualify. Women who do not have transportation and who do not qualify for Medicaid will have a transportation problem. Childcare services are not provided nor paid for by any program, although some of the health centers have some childcare provided in their centers while mothers receive care.

Councillor Jimison's amendment failed on the following roll call vote; viz:

12 YEAS: Black, Boyd, Brents, Franklin, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Short, Williams
17 NAYS: Beadling, Borst, Coughenour, Curry, Dowden, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West

Proposal No. 461, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
5 NAYS: Black, Gray, Jimison, Short, Williams

Proposal No. 461, 1993 was retitled GENERAL RESOLUTION NO. 15, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 15, 1992

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1994 and ending December 31, 1994, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Health and Hospital Corporation of Marion County, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 1994 and ending December 31, 1994 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Health and Hospital Corporation the sums as hereinafter appear in this section for the purposes herein named.

HEALTH AND HOSPITAL CORPORATION
BUDGET FOR 1994

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
ADMINISTRATIVE STAFF		
1. Personal Services	2,244,000	2,244,000
2. Supplies	150,000	150,000
3. Other Services and Charges	1,421,000	1,421,000
4. Capital Outlay	255,000	255,000
TOTAL	4,070,000	4,070,000
DIVISION OF PUBLIC HEALTH		
1. Personal Services	14,024,000	14,024,000
2. Supplies	1,712,000	1,712,000
3. Other Services and Charges	3,129,000	3,129,000
4. Capital Outlay	482,500	482,500
TOTAL	19,347,500	19,347,500
DIVISION OF PUBLIC HOSPITALS WILLIAM N. WISHARD MEMORIAL HOSPITAL		
1. Personal Services	90,835,539	90,835,539
2. Supplies	32,174,744	32,174,744
3. Other Services and Charges	35,038,804	35,038,804
4. Capital Outlay	8,707,483	8,707,483
TOTAL	166,756,570	166,756,570
GRAND TOTAL ALL DIVISIONS	190,174,070	190,174,070

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Retirement Fund" the following:

3. Other Services and Charges	4,351,296	4,351,296
TOTAL	4,351,296	4,351,296

SECTION 4. For said fiscal year, there is hereby appropriated out of the "Cumulative Building Fund" the following:

4. Capital Outlay	12,570,000	12,570,000
TOTAL	12,570,000	12,570,000

SECTION 5. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. ___, 1993 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HEALTH AND HOSPITAL GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	553,500	1,025,304
License Excise Tax	2,500,000	5,379,042
Mental Health Taxes	643,167	1,214,370
ALL OTHER REVENUE		
Wishard Patient Receipts	41,926,680	110,000,000
Wishard Grant Receipts	2,943,293	8,037,000
Wishard Non-Patient Receipts	1,742,380	5,030,406
Public Health Receipts	708,000	1,763,000
Public Health DCS Grant	105,819	336,500
Administration Staff Receipts	22,000	50,000
TOTAL	51,144,839	132,835,622

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HEALTH AND HOSPITAL BOND RETIREMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	58,000	107,000
Excise Tax	238,000	557,000
ALL OTHER REVENUE		
Miscellaneous Receipts	2,500	8,000
TOTAL	298,500	672,000

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	1,200	2,700
Excise Tax	6,000	14,000
ALL OTHER REVENUE		
Miscellaneous Receipts	16,349,712	7,582,625
TOTAL	16,356,912	7,599,325

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HEALTH AND HOSPITAL GENERAL FUND
1994 NET ASSESSED VALUATION 7,264,501,018
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	37,022,168	37,022,168
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	112,328,630	112,328,630
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	112,328,630	112,328,630
6. Remaining property taxes to be collected present year	28,534,695	28,534,695
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	51,144,839	51,144,839
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	79,679,534	79,679,534
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	4,373,072	4,373,072
10. Total budget estimate for January 1 to December 31 of incoming year	190,174,070	190,174,070
11. Miscellaneous revenue for January 1 to December 31 of incoming year	132,835,622	132,835,622
12. Property tax to be raised from January 1 to December 31 of incoming year	52,965,376	52,965,376
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,901,882	3,901,882
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	3,901,882	3,901,882

Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.7567	.7567
Proposed tax rate for incoming year	.7828	.7828

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HEALTH AND HOSPITAL BOND RETIREMENT FUND
1994 NET ASSESSED VALUATION 7,264,501,018
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	1,037,927	1,037,927
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,240,786	4,240,786
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	4,240,786	4,240,786
6. Remaining property taxes to be collected present year	3,005,438	3,005,438
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	298,500	298,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,303,938	3,303,938
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	101,079	101,079
10. Total budget estimate for January 1 to December 31 of incoming year	4,351,296	4,351,296
11. Miscellaneous revenue for January 1 to December 31 of incoming year	672,000	672,000
12. Property tax to be raised from January 1 to December 31 of incoming year	3,578,217	3,578,217
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	318,307	318,307
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	318,307	318,307
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0797	.0797
Proposed tax rate for incoming year	.0536	.0536

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND
1994 NET ASSESSED VALUATION 7,264,501,018
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	57,344,964	57,344,964
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	7,112,056	7,112,056
3. Additional appropriations necessary to be made July 1 to December 31 of present year	7,968,219	7,968,219
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	15,080,275	15,080,275
6. Remaining property taxes to be collected present year	75,419	75,419
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	16,356,912	16,356,912
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	16,432,331	16,432,331
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	58,697,020	58,697,020
10. Total budget estimate for January 1 to December 31 of incoming year	12,570,000	12,570,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	7,599,325	7,599,325
12. Property tax to be raised from January 1 to December 31 of incoming year	145,290	145,290
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	53,871,635	53,871,635
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0020	.0020
Proposed tax rate for incoming year	.0020	.0020

SECTION 6.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
General Fund	190,174,070	132,835,622	56,867,258	7,264,501,018	.7828
Debt Service Fund	4,351,296	672,000	3,896,524	7,264,501,018	.0536
Cumulative Building Fund	12,570,000	7,599,325	145,290	7,264,501,018	.0020
TOTAL	207,095,366	141,106,947	60,909,072		.8384

SECTION 7. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council and approval by the State Tax Boards as required by law.

PROPOSAL NO. 462, 1993. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board. The 1994 budget is for a total of $24,759,000. On September 2, 1993 by an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Schneider moved, seconded by Councillor Curry, for adoption. Proposal No. 462, 1993, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black

Proposal No. 462, 1993, as amended, was retitled GENERAL RESOLUTION NO. 16, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 16, 1993

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Library Board for the fiscal year beginning January 1, 1994 and ending December 31, 1994.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis-Marion County Public Library Board of Marion County, established pursuant to IC 20-14; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, for the fiscal year beginning January 1, 1994 and ending December 31, 1994 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Operating Fund" of said Library Board the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY BOARD
BUDGET FOR 1994

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
1. Personal Services	14,468,535	14,468,535
2. Supplies	430,050	430,050
3. Other Services and Charges	3,087,172	3,087,172
4. Capital Outlay	6,558,976	5,663,458
TOTAL	24,544,733	23,649,215

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services	1,110,192	1,110,192
TOTAL	1,110,192	1,110,192

SECTION 4. That foregoing budget shall be carried out without any revenues from taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. ___, 1993 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
LIBRARY OPERATING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	164,971	329,941
License Excise Tax	939,457	2,018,637
ALL OTHER REVENUE		
State Distribution	87,521	87,521
Fines and Fees	301,832	623,329
Photocopy Fees	66,000	140,000
Interest on Investments	29,785	66,896
Library Service Authority	45,533	99,518
LSCA Metro Urban	-0-	65,019
Literary	25,000	35,000
Miscellaneous	73,341	21,473
TOTAL	1,733,440	3,487,334

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
LIBRARY BOND FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	6,318	14,801
License Excise Tax	37,660	93,151
Interest on Investments	3,400	6,000
TOTAL	47,378	113,952

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
LIBRARY OPERATING FUND
1994 NET ASSESSED VALUATION 7,029,330,830
1993 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	3,012,380	3,012,380
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	14,125,496	14,125,496
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	14,125,496	14,125,496
6. Remaining property taxes to be collected present year	9,971,900	9,971,900
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,733,440	1,733,440
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	11,705,340	11,705,340
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	592,224	592,224
10. Total budget estimate for January 1 to December 31 of incoming year	24,544,733	23,649,215
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,487,334	3,487,334
12. Property tax to be raised from January 1 to December 31 of incoming year	20,465,175	19,569,657
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.3001	.2781
Proposed tax rate for incoming year	.2781	.2784

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
LIBRARY BOND FUND
1994 NET ASSESSED VALUATION 7,029,330,830
1993 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	234,745	234,745
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	795,189	795,189
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	795,189	795,189
6. Remaining property taxes to be collected present year	511,197	511,197
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	47,378	47,378
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	558,575	558,575

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(1,869)	(1,869)
10. Total budget estimate for January 1 to December 31 of incoming year	1,110,192	1,110,192
11. Miscellaneous revenue for January 1 to December 31 of incoming year	113,952	113,952
12. Property tax to be raised from January 1 to December 31 of incoming year	998,209	998,209
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	3,838	3,838
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0146	.0146
Proposed tax rate for incoming year	.0143	.0143

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE

Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Library Operating Fund	23,649,215	3,487,334	19,569,657	7,029,330,830	.2784
Library Bond Fund	1,110,192	113,952	998,209	7,029,330,830	.0143
TOTAL	24,759,407	3,601,286	20,567,866		.2927

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council.

PROPOSAL NO. 463, 1993. The proposal reviews, modifies and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation. The 1994 budget is for a total of $25,378,000. There is no tax rate increase in this budget. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Schneider moved, seconded by Councillor Giffin, for adoption.

Councillor Golc said that he will not support METRO'S budget because no board member rides METRO so no one present really represents the ridership.

Proposal No. 463, 1993, as amended, was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
8 NAYS: Black, Boyd, Golc, Jimison, Jones, Moriarty, Mullin, Williams

Proposal No. 463, 1993, as amended, was retitled GENERAL RESOLUTION NO. 17, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 17, 1993

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Transportation Corporation Board for the fiscal year beginning January I, I994 and ending December 3I, I994.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis Public Transportation Corporation of Marion County, established pursuant to IC 36-9-4; and

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis Public Transportation Corporation of Marion County, Indiana, for the fiscal year beginning January 1, I994 and ending December 31, I994 is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Transportation Corporation the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION
BUDGET FOR 1994

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
GENERAL FUND		
1. Personal Services	I,963,425	1,963,425
2. Supplies	II7,659	II7,659
3. Other Services and Charges	5,485,I02	5,485,I02
4. Capital Outlay	-0-	-0-
TOTAL	7,566,I86	7,566,I86
METRO OPERATIONS FUND TRANSPORTATION DIVISION		
I. Personal Services	9,005,7II	9,005,7II
2. Supplies	I2,200	I2,200
3. Other Services and Charges	I63,II9	I63,II9
4. Capital Outlay	-0-	-0-
TOTAL	9,I8I,030	9,I8I,030
MAINTENANCE DIVISION		
I. Personal Services	3,252,333	3,252,333
2. Supplies	3,450,292	3,450,292
3. Other Services and Charges	54I,364	54I,364
4. Capital Outlay	-0-	-0-
TOTAL	7,243,989	7,243,989
FUND TOTAL	I6,425,0I9	16,425,0I9

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services and Charges	1,387,343	1,387,343
TOTAL	1,387,343	1,387,343

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 70, 1993, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	48,141	96,282
License Excise Tax	266,812	626,437
ALL OTHER REVENUE		
Federal Matching Funds		102,000
Interest on Investments	7,000	15,000
Miscellaneous Revenue	14,627	100,000
TOTAL	336,580	939,719

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	8,864	17,728
License Excise Tax	45,814	112,030
ALL OTHER REVENUE		
Interest on Investments	5,800	11,250
Contracts To Excluded Areas	54,304	20,409
Transfer from GF/CEF		
TOTAL	114,782	161,417

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION METRO OPERATIONS
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax		
License Excise Tax		
ALL OTHER REVENUE		
Federal Matching Funds	9,012,951	1,150,000
Federal Operating	573,399	3,773,400
Build Indiana Fund		
State Payments PMTF		5,000,000

Operating Revenue	3,453,750	6,378,500
Interest on Investments		
Miscellaneous Revenue	-0-	12,152
Contracts to Excluded Areas	121,729	110,848
IPTC Bond Note		
TOTAL	13,161,829	16,424,900

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND
1994 NET ASSESSED VALUATION 6,919,756,300
1993 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	266,272	266,272
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,671,339	3,671,339
3. Additional appropriations necessary to be made July 1 to December 31 of present year	229,875	229,875
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	3,901,214	3,901,214
6. Remaining property taxes to be collected present year	3,385,660	3,385,660
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	336,580	336,580
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,772,240	3,772,240
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	87,298	87,298
10. Total budget estimate for January 1 to December 31 of incoming year	7,566,186	7,566,186
11. Miscellaneous revenue for January 1 to December 31 of incoming year	939,719	939,719
12. Property tax to be raised from January 1 to December 31 of incoming year	6,539,169	6,539,169
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0945	.0945
Proposed tax rate for incoming year	.0945	.0945

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND FUND
1994 NET ASSESSED VALUATION 6,919,756,300
1993 BILLED NET ASSESSED VALUATION _____

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	523,254	523,254
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	965,287	965,287
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	965,287	965,287
6. Remaining property taxes to be collected present year	623,392	623,392
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	114,782	114,782
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	738,174	738,174
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	296,141	296,141
10. Total budget estimate for January 1 to December 31 of incoming year	1,387,343	1,387,343
11. Miscellaneous revenue for January 1 to December 31 of incoming year	161,417	161,417
12. Property tax to be raised from January 1 to December 31 of incoming year	929,785	1,204,035
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	274,250	274,250
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	274,250	274,250
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0174	.0174
Proposed tax rate for incoming year	.0174	.0174

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS PUBLIC TRANSPORTATION METRO OPERATIONS FUND
1994 NET ASSESSED VALUATION 6,919,756,300
1993 BILLED NET ASSESSED VALUATION

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	4,478,432	4,478,432
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	8,360,302	8,360,302

3. Additional appropriations necessary to be made July 1 to December 31 of present year	9,279,840	9,279,840
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	17,640,142	17,640,142
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	13,161,829	13,161,829
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	13,161,829	13,161,829
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	119	119
10. Total budget estimate for January 1 to December 31 of incoming year	16,425,019	16,425,019
11. Miscellaneous revenue for January 1 to December 31 of incoming year	16,424,900	16,424,900
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

SECTION 5.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE

Fund	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
METRO General Fund	7,566,186	939,719	6,539,169	6,919,756,300	.0945
METRO Operating Fund	16,425,019	16,424,900	-0-	6,919,756,300	.0174
METRO Debt Service Fund	1,387,343	161,417	1,204,035	6,919,756,300	-0-
TOTAL	25,378,548	17,526,036	7,743,204		.1119

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1993, after passage by the City-County Council.

PROPOSAL NO. 425, 1993. The proposal is the annual budget for Indianapolis and Marion County for 1994. The Standing Committees met on several occasions to hear their respective

parts of the budget and recommend adoption of Proposal No. 425, 1993, as amended, with the following votes:

Administration and Finance Committee - 09/14/93 Do Pass As Amended 7-0
Community Affairs Committee
Cooperative Extension Service - 09/16/93 Do Pass As Amended 8-0
Fair Board - 09/16/93 Do Pass As Amended 7-0
Children's Guardian Home - 09/16/93 Do Pass 7-0
Office of Youth and Family Services - 09/16/93 Do Pass As Amended 5-3
Healthcare Center - 09/16/93 Do Pass 5-3
Metropolitan Development Committee - 09/21/93 Do Pass As Amended 5-2
Parks and Recreation Committee - 09/23/93 Do Pass As Amended 5-0
Public Safety and Criminal Justice Committee - 09/22/93 Do Pass As Amended 5-0
Public Works Committee - 09/27/93 Do Pass As Amended 7-0
Transportation Committee - 09/15/93 Do Pass 5-1-1

Councillor Gilmer said that with the reorganization of the Departments of Transportation and Public Works the Department of Transportation will go from 406 employees in 1993 to 204 in 1994.

The President said that the 1994 Consolidated City Budget is $304,914,264 and the 1994 Marion County Budget is $143,376,181.

Proposal No. 425, 1993, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
4 NAYS: Hinkle, Jimison, Short, Williams

Proposal No. 425, 1993, as amended, was retitled FISCAL ORDINANCE NO. 70, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1993
Proposal No. 425, 1993
1994 ANNUAL BUDGET AND TAX LEVIES FOR
THE CONSOLIDATED CITY OF INDIANAPOLIS
AND FOR MARION COUNTY, INDIANA

A FISCAL ORDINANCE adopting the City-County Annual Budget for 1994, appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and of Marion County, for the calendar and fiscal year beginning January 1, 1994, and ending December 31, 1994, establishing the method of financing such expenses by allocating anticipated revenues and expenses, establishing salaries, wages, and compensation rates and limitations with respect to certain employees of the City and County, and levying taxes and fixing the rates of taxation for the purpose of raising revenue to meet the necessary expenses of Indianapolis and Marion County Government and its institutions for the calendar year 1994.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

ARTICLE ONE
ANNUAL BUDGET AND TAX LEVIES
OF THE CONSOLIDATED CITY OF INDIANAPOLIS

Section 1.01. Consolidated City Appropriations for 1994.

For the expenses of government of the Consolidated City of Indianapolis and its departments, divisions, officials, special taxing districts, and institutions for the fiscal year beginning January 1, 1994, and ending December 31, 1994, the sums of money set out in this Section are hereby appropriated out of the respective funds (as established and allocated in Section 2.01), namely the Consolidated County Fund, Community Services Fund, Youth and Family Services Fund, Metropolitan Development General Fund, Redevelopment General Fund, Indianapolis Housing Authority Fund, Sanitation General Fund, Air Pollution Control Fund, IMAGIS Special Revenue Fund, Solid Waste Disposal Fund, Flood Control General Fund, Maintenance Operations General Fund, Transportation General Fund, Arterial Roads and Streets Fund, Parking Meter Fund, Historic Preservation Fund, Park General Fund, Park General/Golf Fund, City Cumulative Capital Development Fund and Consolidated County Cumulative Capital Development Fund for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) OFFICE OF THE MAYOR	CONSOLIDATED COUNTY FUND	
1. Personal Services	892,120	892,120
2. Supplies	19,338	19,338
3. Other Services and Charges	220,618	220,618
4. Capital Outlay	10,000	10,000
TOTAL	1,142,076	1,142,076

(b) INTERNAL AUDIT	CONSOLIDATED COUNTY FUND	
1. Personal Services	453,629	453,629
2. Supplies	3,600	3,600
3. Other Services and Charges	93,203	93,203
4. Capital Outlay	5,900	5,900
TOTAL	556,332	556,332

(c) CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY FUND	
1. Personal Services	894,229	894,229
2. Supplies	15,238	15,238
3. Other Services and Charges	419,550	469,550
4. Capital Outlay	13,403	13,403
TOTAL	1,342,420	1,392,420

(d) CABLE COMMUNICATIONS AGENCY	CONSOLIDATED COUNTY FUND	
1. Personal Services	271,594	330,293
2. Supplies	7,750	7,600
3. Other Services and Charges	331,736	360,706
4. Capital Outlay	45,750	104,402
TOTAL	656,830	803,001

(e) OFFICE OF CORPORATION COUNSEL	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,700,250	1,760,046
2. Supplies	14,300	14,300
3. Other Services and Charges	1,039,987	1,039,987
4. Capital Outlay	68,050	68,050
TOTAL	2,822,587	2,882,383

(f) OFFICE OF THE CONTROLLER	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,821,430	1,779,272
2. Supplies	22,500	22,500
3. Other Services and Charges	2,270,470	2,270,470
4. Capital Outlay	88,000	88,000
TOTAL	4,202,400	4,160,242

(g) PURCHASING DIVISION (Office of the Controller)	CONSOLIDATED COUNTY FUND	
1. Personal Services	830,812	830,812
2. Supplies	15,975	15,975
3. Other Services and Charges	696,533	696,533
4. Capital Outlay	39,700	39,700
TOTAL	1,583,020	1,583,020

(h) OFFICE OF YOUTH AND FAMILY SERVICES	YOUTH AND FAMILY SERVICES FUND	
1. Personal Services	1,691,601	1,655,556
2. Supplies	11,600	11,600
3. Other Services and Charges	12,123,027	12,159,062
4. Capital Outlay	7,918	7,918
TOTAL	13,834,146	13,834,146

(i) DEPARTMENT OF ADMINISTRATION Administrative Services Division	CONSOLIDATED COUNTY FUND	
1. Personal Services	1,268,585	1,191,366
2. Supplies	64,117	63,911
3. Other Services and Charges	1,930,863	1,919,863
4. Capital Outlay	193,660	191,328
TOTAL	3,457,225	3,366,468

	DEPARTMENT OF ADMINISTRATION Human Resources Division	CONSOLIDATED COUNTY FUND	
1.	Personal Services	866,195	850,671
2.	Supplies	12,500	12,500
3.	Other Services and Charges	263,950	263,950
4.	Capital Outlay	25,000	25,000
	TOTAL	1,167,645	1,152,121

	DEPARTMENT OF ADMINISTRATION Equal Opportunity Division.	CONSOLIDATED COUNTY FUND	
1.	Personal Services	351,984	292,579
2.	Supplies	5,848	5,848
3.	Other Services and Charges	110,769	110,769
4.	Capital Outlay	13,500	3,500
	TOTAL	482,101	412,696

	DEPARTMENT OF ADMINISTRATION Central Equipment Management Division	CONSOLIDATED COUNTY FUND	
1.	Personal Services	3,671,343	3,746,343
2.	Supplies	5,333,474	5,333,474
3.	Other Services and Charges	3,344,800	3,344,800
4.	Capital Outlay	1,090,638	1,090,638
	TOTAL	13,440,255	13,515,255

(j)	DEPARTMENT OF METROPOLITAN DEVELOPMENT Financial Services Division	CONSOLIDATED COUNTY FUND	
1.	Personal Services	500,913	500,913
2.	Supplies	11,186	11,186
3.	Other Services and Charges	2,219,270	2,219,270
4.	Capital Outlay	17,628	17,628
	TOTAL	2,748,997	2,748,997

	DEPARTMENT OF METROPOLITAN DEVELOPMENT Community Development Administration	COMMUNITY SERVICES FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges	11,159,111	11,159,111
4.	Capital Outlay		
	TOTAL	11,159,111	11,159,111

	DEPARTMENT OF METROPOLITAN DEVELOPMENT Planning Division	METROPOLITAN DEVELOPMENT GENERAL FUND	
1.	Personal Services	1,445,961	1,670,939
2.	Supplies	26,624	28,954
3.	Other Services and Charges	2,201,054	2,303,724
4.	Capital Outlay	10,000	10,000
	TOTAL	3,683,639	4,013,617

	DEPARTMENT OF METROPOLITAN DEVELOPMENT Neighborhood and Development Service Division	METROPOLITAN DEVELOPMENT GENERAL FUND	
1.	Personal Services	3,494,941	3,494,941
2.	Supplies	76,467	76,467
3.	Other Services and Charges	2,024,400	2,024,400
4.	Capital Outlay	53,620	53,620
	TOTAL	5,649,428	5,649,428

	DEPARTMENT OF METROPOLITAN DEVELOPMENT Neighborhood and Development Service Division	REDEVELOPMENT GENERAL FUND	
1.	Personal Services	1,136,106	1,136,106
2.	Supplies	22,280	22,280
3.	Other Services and Charges	11,306,307	10,976,329
4.	Capital Outlay	763,800	763,800
	TOTAL	13,228,493	12,898,515

	DEPARTMENT OF METROPOLITAN DEVELOPMENT Historic Preservation Commission	HISTORIC PRESERVATION FUND	
1.	Personal Services	158,779	158,779
2.	Supplies	4,193	4,193
3.	Other Services and Charges	76,797	76,797
4.	Capital Outlay	500	500
	TOTAL	240,269	240,269

	DEPARTMENT OF METROPOLITAN DEVELOPMENT Public Housing Division	INDIANAPOLIS HOUSING AUTHORITY FUND	
1.	Personal Services	4,352,032	4,352,032
2.	Supplies	665,149	665,149
3.	Other Services and Charges	6,570,880	6,570,880
4.	Capital Outlay	8,868,085	8,868,085
	TOTAL	20,456,146	20,456,146

	(k) DEPARTMENT OF PUBLIC WORKS Administration	CONSOLIDATED COUNTY FUND	
1.	Personal Services	711,315	711,315
2.	Supplies	254,378	254,378
3.	Other Services and Charges	2,744,606	2,744,606
4.	Capital Outlay	318,256	318,256
	TOTAL	4,028,555	4,028,555

	DEPARTMENT OF PUBLIC WORKS Administration	IMAGIS SPECIAL REVENUE FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges	420,000	420,000
4.	Capital Outlay		
	TOTAL	420,000	420,000

	DEPARTMENT OF PUBLIC WORKS Storm and Wastewater Management Division	SANITATION GENERAL FUND	
1.	Personal Services	13,342,416	13,342,416
2.	Supplies	4,313,703	4,313,703
3.	Other Services and Charges	17,510,231	17,510,231
4.	Capital Outlay	565,149	565,149
	TOTAL	35,731,499	35,731,499

	DEPARTMENT OF PUBLIC WORKS Solid Waste Management Division	SOLID WASTE DISPOSAL FUND	
1.	Personal Services	339,142	339,142
2.	Supplies	199,181	199,181
3.	Other Services and Charges	23,786,069	23,786,069
4.	Capital Outlay	62,157	62,157
	TOTAL	24,386,549	24,386,549

	DEPARTMENT OF PUBLIC WORKS Solid Waste Management Division	FLOOD CONTROL GENERAL FUND	
1.	Personal Services	429,769	429,769
2.	Supplies	21,650	21,650
3.	Other Services and Charges	139,433	139,433
4.	Capital Outlay	11,100	11,100
	TOTAL	601,952	601,952

	DEPARTMENT OF PUBLIC WORKS Maintenance Operations Division	MAINTENANCE OPERATIONS GENERAL FUND	
1.	Personal Services	12,218,381	12,218,381
2.	Supplies	3,931,639	3,931,639
3.	Other Services and Charges	8,649,911	8,649,911
4.	Capital Outlay	716,000	716,000
	TOTAL	25,515,931	25,515,931

	DEPARTMENT OF PUBLIC WORKS Environmental Resources Management Division	AIR POLLUTION CONTROL FUND	
1.	Personal Services	1,085,940	1,085,940
2.	Supplies	58,291	58,291
3.	Other Services and Charges	575,408	575,408
4.	Capital Outlay	133,120	133,120
	TOTAL	1,852,759	1,852,759

	DEPARTMENT OF PUBLIC WORKS Environmental Resources Management Division	SANITATION GENERAL FUND	
1.	Personal Services	1,149,709	1,149,709
2.	Supplies	100,045	100,045
3.	Other Services and Charges	739,037	739,037
4.	Capital Outlay	72,780	72,780
	TOTAL	2,061,571	2,061,571

	(1) DEPARTMENT OF TRANSPORTATION Finance and Administration Division	TRANSPORTATION GENERAL FUND	
1.	Personal Services	2,080,812	2,080,812
2.	Supplies	356,910	356,910
3.	Other Services and Charges	2,339,922	2,339,922
4.	Capital Outlay	460,750	460,750
	TOTAL	5,238,394	5,238,394

	DEPARTMENT OF TRANSPORTATION Operations Division	ARTERIAL ROADS AND STREETS FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges	5,170,000	5,170,000
4.	Capital Outlay		
	TOTAL	5,170,000	5,170,000

	DEPARTMENT OF TRANSPORTATION Asset Management Division	SANITATION GENERAL FUND	
1.	Personal Services	1,918,976	1,918,976
2.	Supplies	52,330	52,330
3.	Other Services and Charges	3,639,830	3,639,830
4.	Capital Outlay	75,500	75,500
	TOTAL	5,686,636	5,686,636

	DEPARTMENT OF TRANSPORTATION Asset Management Division	FLOOD CONTROL GENERAL FUND	
1.	Personal Services	145,925	145,925
2.	Supplies	41,677	41,677
3.	Other Services and Charges	554,555	554,555
4.	Capital Outlay	3,000	3,000
	TOTAL	745,157	745,157

	DEPARTMENT OF TRANSPORTATION Asset Management Division	TRANSPORTATION GENERAL FUND	
1.	Personal Services	3,246,334	3,246,334
2.	Supplies	83,550	83,550
3.	Other Services and Charges	6,960,350	6,960,350
4.	Capital Outlay	63,000	63,000
	TOTAL	10,353,234	10,353,234

	DEPARTMENT OF TRANSPORTATION Asset Management Division	ARTERIAL ROADS AND STREETS FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges		
4.	Capital Outlay	2,478,700	2,478,700
	TOTAL	2,478,700	2,478,700

	DEPARTMENT OF TRANSPORTATION Asset Management Division	PARKING METER FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges	800,000	800,000
4.	Capital Outlay		
	TOTAL	800,000	800,000

	DEPARTMENT OF TRANSPORTATION Asset Management Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1.	Personal Services		
2.	Supplies	200,000	200,000
3.	Other Services and Charges	3,600,000	3,600,000
4.	Capital Outlay	800,000	800,000
	TOTAL	4,600,000	4,600,000

	DEPARTMENT OF TRANSPORTATION Asset Management Division	CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges	33,000	33,000
4.	Capital Outlay	767,000	767,000
	TOTAL	800,000	800,000

	DEPARTMENT OF TRANSPORTATION Parking Operations Division	PARKING METER FUND	
1.	Personal Services	811,060	811,060
2.	Supplies	76,600	76,600
3.	Other Services and Charges	789,650	789,650
4.	Capital Outlay	200,000	200,000
	TOTAL	1,877,310	1,877,310

(m)	DEPARTMENT OF PUBLIC SAFETY Office of the Director	CONSOLIDATED COUNTY FUND	
1.	Personal Services	366,273	366,273
2.	Supplies	4,200	4,200
3.	Other Services and Charges	69,830	69,830
4.	Capital Outlay	6,400	6,400
	TOTAL	446,703	446,703

	DEPARTMENT OF PUBLIC SAFETY Police Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges	2,073,000	2,073,000
4.	Capital Outlay	1,559,000	1,559,000
	TOTAL	3,632,000	3,632,000

	DEPARTMENT OF PUBLIC SAFETY Fire Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges		
4.	Capital Outlay	3,280,000	3,280,000
	TOTAL	3,280,000	3,280,000

	DEPARTMENT OF PUBLIC SAFETY Emergency Management Planning Division	CONSOLIDATED COUNTY FUND	
1.	Personal Services	146,264	146,264
2.	Supplies	8,620	8,620
3.	Other Services and Charges	167,198	167,198
4.	Capital Outlay	11,000	11,000
	TOTAL	333,082	333,082

	DEPARTMENT OF PUBLIC SAFETY Emergency Management Planning Division	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges		
4.	Capital Outlay	1,138,000	1,138,000
	TOTAL	1,138,000	1,138,000

	DEPARTMENT OF PUBLIC SAFETY Weights and Measures Division	CONSOLIDATED COUNTY FUND	
1.	Personal Services	244,458	244,458
2.	Supplies	1,000	1,000
3.	Other Services and Charges	43,245	43,245
4.	Capital Outlay		
	TOTAL	288,703	288,703

	DEPARTMENT OF PUBLIC SAFETY Animal Control Division	CONSOLIDATED COUNTY FUND	
1.	Personal Services	904,028	904,028
2.	Supplies	44,159	44,159
3.	Other Services and Charges	421,006	421,006
4.	Capital Outlay	1,800	1,800
	TOTAL	1,370,993	1,370,993

(n)	DEPARTMENT OF PARKS AND RECREATION	PARK GENERAL FUND	
1.	Personal Services	10,607,730	10,607,730
2.	Supplies	1,777,642	1,777,642
3.	Other Services and Charges	6,573,737	6,618,962
4.	Capital Outlay	516,090	470,865
	TOTAL	19,475,199	19,475,199

	DEPARTMENT OF PARKS AND RECREATION Administration Division	CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND	
1.	Personal Services		
2.	Supplies		
3.	Other Services and Charges		
4.	Capital Outlay	3,500,000	3,500,000
	TOTAL	3,500,000	3,500,000

	DEPARTMENT OF PARKS AND RECREATION Golf Division	PARK GENERAL/GOLF FUND	
1.	Personal Services	115,093	115,093
2.	Supplies	3,250	3,250
3.	Other Services and Charges	330,100	330,100
4.	Capital Outlay	1,625,608	1,625,608
	TOTAL	2,074,051	2,074,051

Section 1.02. Marion County Appropriations for 1994.

For the expenses of the Marion County government and its institutions for the calendar year beginning January 1, 1994, and ending December 31, 1994, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, Property Reassessment Fund, Surveyor's Corner Perpetuation Fund, Supplemental Adult Probation Fees Fund, Juvenile Probation Fees Fund, Guardian Ad Litem Fund, County User Fee Fund, Alcohol and Drug Services Fund, County Extradition Fund, Law Enforcement Fund, Supplemental Public Defender Fund, County Recorder's Perpetuation Fund and Cumulative Capital Development Fund; for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) COUNTY ADMINISTRATOR - Dept. 01	COUNTY GENERAL FUND	
1. Personal Services	-0-	-0-
2. Supplies	260	260
3. Other Services and Charges	753,856	753,856
4. Capital Outlay	-0-	-0-
TOTAL	754,116	754,116

(b) COUNTY AUDITOR - Dept. 02	COUNTY GENERAL FUND	
1. Personal Services	14,905,902	15,444,143
2. Supplies	24,027	24,027
3. Other Services and Charges	11,764,601	11,703,470
4. Capital Outlay	121,727	121,727
TOTAL	26,816,257	27,293,367
COUNTY AUDITOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	199,050	212,863
2. Supplies	-0-	-0-
3. Other Services and Charges	30,000	30,000
4. Capital Outlay	5,000	5,000
TOTAL	234,050	247,863

COUNTY AUDITOR	COUNTY USER FEE FUND	
1. Personal Services	147,271	158,085
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	147,271	158,085

COUNTY AUDITOR	SURVEYOR'S CORNER PERPETUATION FUND	
1. Personal Services	4,875	5,233
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	4,875	5,233

COUNTY AUDITOR	SUPPLEMENTAL ADULT PROBATION FEES FUND	
1. Personal Services	229,487	246,337
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	229,487	246,337

COUNTY AUDITOR	JUVENILE PROBATION FEES FUND	
1. Personal Services	5,346	5,738
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	5,346	5,738

COUNTY AUDITOR	LAW ENFORCEMENT FUND	
1. Personal Services	73,106	78,474
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	73,106	78,474

COUNTY AUDITOR	ALCOHOL AND DRUG SERVICES FUND	
1. Personal Services	49,170	52,780
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	49,170	52,780

COUNTY AUDITOR	CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	-0-	-0-
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	-0-	-0-

(c) COUNTY COMMISSIONERS - Dept. 03	COUNTY GENERAL FUND	
1. Personal Services	38,010	38,010
2. Supplies	1,087	1,087
3. Other Services and Charges	5,696	5,696
4. Capital Outlay	4,088	4,088
TOTAL	48,881	48,881

(d) CLERK OF THE CIRCUIT COURT - Dept. 04	COUNTY GENERAL FUND	
1. Personal Services	2,400,106	2,400,106
2. Supplies	52,229	52,229
3. Other Services and Charges	1,398,686	1,398,686
4. Capital Outlay	33,802	33,802
TOTAL	3,884,823	3,884,823

(e) COUNTY ELECTION BOARD - Dept. 05	COUNTY GENERAL FUND	
1. Personal Services	1,094,479	1,094,479
2. Supplies	37,400	37,400
3. Other Services and Charges	866,416	866,416
4. Capital Outlay	28,895	28,895
TOTAL	2,027,190	2,027,190

(f) VOTER'S REGISTRATION - Dept. 06	COUNTY GENERAL FUND	
1. Personal Services	403,884	403,884
2. Supplies	18,000	18,000
3. Other Services and Charges	70,277	70,277
4. Capital Outlay	218,861	293,861
TOTAL	711,022	786,022

(g) COUNTY CORONER - Dept. 07	COUNTY GENERAL FUND	
1. Personal Services	391,514	391,514
2. Supplies	49,795	49,795
3. Other Services and Charges	386,752	386,752
4. Capital Outlay	5,097	5,097
TOTAL	833,158	833,158

(h) COUNTY RECORDER - Dept. 08	COUNTY GENERAL FUND	
1. Personal Services	631,706	631,706
2. Supplies	18,802	18,802
3. Other Services and Charges	275,749	275,749
4. Capital Outlay	6,268	6,268
TOTAL	932,525	932,525

COUNTY RECORDER	COUNTY RECORDER'S PERPETUATION FUND	
1. Personal Services	-0-	-0-
2. Supplies	-0-	-0-
3. Other Services and Charges	7,140	7,140
4. Capital Outlay	152,708	152,708
TOTAL	159,848	159,848

(i) COUNTY TREASURER - Dept. 09	COUNTY GENERAL FUND	
1. Personal Services	778,693	778,693
2. Supplies	34,166	34,166
3. Other Services and Charges	867,637	867,637
4. Capital Outlay	44,500	44,500
TOTAL	1,724,996	1,724,996

(j) COUNTY SURVEYOR - Dept. 10	COUNTY GENERAL FUND	
1. Personal Services	311,199	311,199
2. Supplies	6,000	6,000
3. Other Services and Charges	111,850	111,850
4. Capital Outlay	18,642	18,642
TOTAL	447,691	447,691

COUNTY SURVEYOR	SURVEYOR'S CORNER PERPETUATION FUND	
1. Personal Services	22,164	22,164
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	22,164	22,164

(k) INFORMATION SERVICES AGENCY - Dept. 12	COUNTY GENERAL FUND	
1. Personal Services	2,726,957	2,726,957
2. Supplies	247,651	247,651
3. Other Services and Charges	4,598,592	4,598,592
4. Capital Outlay	2,300,600	2,300,600
TOTAL	9,873,800	9,873,800

(l) MARION COUNTY HEALTHCARE CENTER - Dept. 14	COUNTY GENERAL FUND	
1. Personal Services	3,964,176	3,964,176
2. Supplies	1,057,230	1,057,230
3. Other Services and Charges	1,172,845	1,172,845
4. Capital Outlay	110,219	110,219
TOTAL	6,304,470	6,304,470

(m) COUNTY ASSESSOR - Dept. 15	COUNTY GENERAL FUND	
1. Personal Services	335,035	335,035
2. Supplies	5,377	5,377
3. Other Services and Charges	77,830	77,830
4. Capital Outlay	2,716	2,716
TOTAL	420,958	420,958

COUNTY ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	36,441	36,441
2. Supplies	9,100	9,100
3. Other Services and Charges	141,490	141,490
4. Capital Outlay	14,000	14,000
TOTAL	201,031	201,031

(n) CENTER TOWNSHIP ASSESSOR - Dept. 16	COUNTY GENERAL FUND	
1. Personal Services	876,468	856,468
2. Supplies	13,735	13,735
3. Other Services and Charges	226,820	226,820
4. Capital Outlay	3,066	3,066
TOTAL	1,120,089	1,100,089

CENTER TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	61,000	61,000
2. Supplies	5,000	5,000
3. Other Services and Charges	25,000	25,000
4. Capital Outlay	5,000	5,000
TOTAL	96,000	96,000

(o) DECATUR TOWNSHIP ASSESSOR - Dept. 17	COUNTY GENERAL FUND	
1. Personal Services	163,539	163,539
2. Supplies	3,696	3,696
3. Other Services and Charges	45,329	45,329
4. Capital Outlay	2,007	2,007
TOTAL	214,571	214,571

DECATUR TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	19,000	19,000
2. Supplies	900	900
3. Other Services and Charges	207,670	350,500
4. Capital Outlay	60,000	60,000
TOTAL	287,570	430,400

(p) FRANKLIN TOWNSHIP ASSESSOR - Dept. 18	COUNTY GENERAL FUND	
1. Personal Services	181,596	181,596
2. Supplies	3,323	3,323
3. Other Services and Charges	53,478	53,478
4. Capital Outlay	-0-	-0-
TOTAL	238,397	238,397

FRANKLIN TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	50,000	50,000
2. Supplies	300	300
3. Other Services and Charges	2,600	2,600
4. Capital Outlay	5,000	5,000
TOTAL	57,900	57,900

(q) LAWRENCE TOWNSHIP ASSESSOR - Dept. 19	COUNTY GENERAL FUND	
1. Personal Services	266,153	266,153
2. Supplies	6,600	6,600
3. Other Services and Charges	81,542	80,442
4. Capital Outlay	-0-	-0-
TOTAL	354,295	353,195

LAWRENCE TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	110,000	110,000
2. Supplies	500	500
3. Other Services and Charges	8,300	8,300
4. Capital Outlay	1,000	1,000
TOTAL	119,800	119,800

(r) PERRY TOWNSHIP ASSESSOR - Dept. 20	COUNTY GENERAL FUND	
1. Personal Services	258,745	258,745
2. Supplies	6,748	6,748
3. Other Services and Charges	92,710	92,710
4. Capital Outlay	2,424	2,424
TOTAL	360,627	360,627

PERRY TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1. Personal Services	123,000	123,000
2. Supplies	6,400	6,400
3. Other Services and Charges	8,000	8,000
4. Capital Outlay	10,000	10,000
TOTAL	147,400	147,400

(s) PIKE TOWNSHIP ASSESSOR - Dept. 21	COUNTY GENERAL FUND	
1. Personal Services	268,300	268,300
2. Supplies	4,283	4,283
3. Other Services and Charges	128,786	128,786
4. Capital Outlay	-0-	-0-
TOTAL	401,369	401,369

	PIKE TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1.	Personal Services	86,525	86,525
2.	Supplies	2,250	2,250
3.	Other Services and Charges	12,000	12,000
4.	Capital Outlay	7,000	7,000
	TOTAL	107,775	107,775

(t)	WARREN TOWNSHIP ASSESSOR - Dept. 22	COUNTY GENERAL FUND	
1.	Personal Services	340,765	339,765
2.	Supplies	7,825	7,825
3.	Other Services and Charges	155,199	155,199
4.	Capital Outlay	4,387	4,387
	TOTAL	508,176	507,176

	WARREN TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1.	Personal Services	132,501	132,501
2.	Supplies	15,215	15,215
3.	Other Services and Charges	7,840	7,840
4.	Capital Outlay	3,500	3,500
	TOTAL	159,056	159,056

(u)	WASHINGTON TOWNSHIP ASSESSOR - Dept. 23	COUNTY GENERAL FUND	
1.	Personal Services	456,200	456,200
2.	Supplies	6,630	6,630
3.	Other Services and Charges	103,720	103,720
4.	Capital Outlay	-0-	-0-
	TOTAL	566,550	566,550

	WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1.	Personal Services	133,849	133,849
2.	Supplies	4,430	4,430
3.	Other Services and Charges	29,516	39,116
4.	Capital Outlay	7,505	7,505
	TOTAL	175,300	184,900

(v)	WAYNE TOWNSHIP ASSESSOR - Dept. 24	COUNTY GENERAL FUND	
1.	Personal Services	414,852	414,852
2.	Supplies	2,477	2,477
3.	Other Services and Charges	169,538	149,475
4.	Capital Outlay	-0-	-0-
	TOTAL	586,867	566,804

	WAYNE TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND	
1.	Personal Services	156,148	156,148
2.	Supplies	8,373	8,373
3.	Other Services and Charges	48,738	48,738
4.	Capital Outlay	22,556	22,556
	TOTAL	235,815	235,815

(w)	MARION COUNTY PUBLIC DEFENDER AGENCY - Dept. 29	COUNTY GENERAL FUND	
1.	Personal Services	1,228,467	1,813,510
2.	Supplies	9,898	40,078
3.	Other Services and Charges	1,513,603	2,115,421
4.	Capital Outlay	-0-	25,000
	TOTAL	2,751,968	3,994,009

MARION COUNTY PUBLIC DEFENDER AGENCY	SUPPLEMENTAL PUBLIC DEFENDER FUND	
1. Personal Services	-0-	-0-
2. Supplies	-0-	-0-
3. Other Services and Charges	360,560	360,560
4. Capital Outlay	-0-	-0-
TOTAL	360,560	360,560

(x) PROSECUTING ATTORNEY - Dept. 30	COUNTY GENERAL FUND	
1. Personal Services	3,301,917	3,301,917
2. Supplies	82,765	82,765
3. Other Services and Charges	1,039,956	1,039,956
4. Capital Outlay	5,140	5,140
TOTAL	4,429,778	4,429,778

PROSECUTING ATTORNEY	COUNTY USER FEE FUND	
1. Personal Services	625,000	625,000
2. Supplies	15,000	15,000
3. Other Services and Charges	240,000	240,000
4. Capital Outlay	35,000	35,000
TOTAL	915,000	915,000

(y) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 31	COUNTY GENERAL FUND	
1. Personal Services	1,719,447	1,719,447
2. Supplies	74,152	74,152
3. Other Services and Charges	657,528	657,528
4. Capital Outlay	18,001	18,001
TOTAL	2,469,128	2,469,128

(z) FORENSIC SERVICES AGENCY - Dept. 32	COUNTY GENERAL FUND	
1. Personal Services	1,339,878	1,339,878
2. Supplies	110,000	110,000
3. Other Services and Charges	254,790	254,790
4. Capital Outlay	89,217	89,217
TOTAL	1,793,885	1,793,885

FORENSIC SERVICES AGENCY	LAW ENFORCEMENT FUND	
1. Personal Services	32,300	32,300
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	32,300	32,300

(aa)COUNTY SHERIFF - Dept. 33	COUNTY GENERAL FUND	
1. Personal Services	26,708,286	26,728,286
2. Supplies	1,613,657	1,613,657
3. Other Services and Charges	7,933,926	7,933,926
4. Capital Outlay	10,000	10,000
TOTAL	36,265,869	36,285,869

COUNTY SHERIFF	COUNTY EXTRADITION FUND	
1. Personal Services	-0-	-0-
2. Supplies	15,000	15,000
3. Other Services and Charges	85,000	85,000
4. Capital Outlay	-0-	-0-
TOTAL	100,000	100,000

COUNTY SHERIFF	CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	-0-	-0-
2. Supplies	-0-	-0-
3. Other Services and Charges	400,000	400,000
4. Capital Outlay	1,515,000	1,515,000
TOTAL	1,915,000	1,915,000

(bb)COMMUNITY CORRECTIONS - Dept 34	COUNTY GENERAL FUND	
1. Personal Services	15,401	15,401
2. Supplies	750	750
3. Other Services and Charges	454,197	454,197
4. Capital Outlay	32,200	32,200
TOTAL	502,548	502,548

(cc)CIRCUIT COURT - Dept. 35	COUNTY GENERAL FUND	
1. Personal Services	265,880	265,880
2. Supplies	2,410	2,410
3. Other Services and Charges	50,736	50,736
4. Capital Outlay	864	864
TOTAL	319,890	319,890

(dd)PRESIDING JUDGE OF THE MUNICIPAL COURT - Dept. 36	COUNTY GENERAL FUND	
1. Personal Services	3,392,412	3,392,412
2. Supplies	144,232	144,232
3. Other Services and Charges	1,461,254	1,438,754
4. Capital Outlay	23,588	23,588
TOTAL	5,021,486	4,998,986

PRESIDING JUDGE OF THE MUNICIPAL COURT	SUPPLEMENTAL ADULT PROBATION FEES FUND	
1. Personal Services	713,125	713,125
2. Supplies	10,000	10,000
3. Other Services and Charges	49,290	49,290
4. Capital Outlay	20,000	20,000
TOTAL	792,415	792,415

PRESIDING JUDGE OF THE MUNICIPAL COURT	ALCOHOL AND DRUG SERVICES FUND	
1. Personal Services	223,500	219,890
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	223,500	219,890

(ee)MARION COUNTY JUSTICE AGENCY - Dept. 37	COUNTY GENERAL FUND	
1. Personal Services	945,462	945,462
2. Supplies	12,201	12,201
3. Other Services and Charges	794,259	794,259
4. Capital Outlay	7,312	7,312
TOTAL	1,759,234	1,759,234

MARION COUNTY JUSTICE AGENCY	LAW ENFORCEMENT FUND	
1. Personal Services	300,000	300,000
2. Supplies	135,000	135,000
3. Other Services and Charges	1,190,000	1,190,000
4. Capital Outlay	350,000	350,000
TOTAL	1,975,000	1,975,000

(ff)SUPERIOR COURT, CRIMINAL DIVISION, ROOM ONE - Dept. 41	COUNTY GENERAL FUND	
1. Personal Services	223,613	223,613
2. Supplies	2,700	2,700
3. Other Services and Charges	70,810	70,810
4. Capital Outlay	3,292	3,292
TOTAL	300,415	300,415

(gg)SUPERIOR COURT, CRIMINAL DIVISION, ROOM TWO - Dept. 42	COUNTY GENERAL FUND	
1. Personal Services	219,641	219,641
2. Supplies	4,900	4,900
3. Other Services and Charges	69,511	69,511
4. Capital Outlay	2,122	2,122
TOTAL	296,174	296,174

(hh)SUPERIOR COURT, CRIMINAL DIVISION, ROOM THREE - Dept. 43	COUNTY GENERAL FUND	
1. Personal Services	220,100	220,100
2. Supplies	4,000	4,000
3. Other Services and Charges	67,785	67,785
4. Capital Outlay	3,200	3,200
TOTAL	295,085	295,085

(ii)SUPERIOR COURT, CRIMINAL DIVISION, ROOM FOUR - Dept. 44	COUNTY GENERAL FUND	
1. Personal Services	221,226	221,226
2. Supplies	4,100	4,100
3. Other Services and Charges	68,040	68,040
4. Capital Outlay	2,210	2,210
TOTAL	295,576	295,576

(jj)SUPERIOR COURT, CRIMINAL DIVISION, ROOM FIVE - Dept. 45	COUNTY GENERAL FUND	
1. Personal Services	218,280	218,280
2. Supplies	4,000	4,000
3. Other Services and Charges	60,154	60,154
4. Capital Outlay	2,500	2,500
TOTAL	284,934	284,934

(kk)SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX - Dept. 46	COUNTY GENERAL FUND	
1. Personal Services	222,308	222,308
2. Supplies	4,000	4,000
3. Other Services and Charges	51,830	51,830
4. Capital Outlay	4,000	4,000
TOTAL	282,138	282,138

(ll)SUPERIOR COURT, JUVENILE DIVISION/ DETENTION CENTER - Dept. 48	COUNTY GENERAL FUND	
1. Personal Services	5,660,683	5,680,458
2. Supplies	489,631	489,631
3. Other Services and Charges	875,398	875,398
4. Capital Outlay	31,941	31,941
TOTAL	7,057,653	7,077,428

SUPERIOR COURT, JUVENILE DIVISION/ DETENTION CENTER	CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	-0-	-0-
2. Supplies	-0-	-0-
3. Other Services and Charges	1,588,000	1,588,000
4. Capital Outlay	-0-	-0-
TOTAL	1,588,000	1,588,000

SUPERIOR COURT, JUVENILE DIVISION/ DETENTION CENTER	JUVENILE PROBATION FEES FUND	
1. Personal Services	24,297	24,297
2. Supplies	10,000	10,000
3. Other Services and Charges	50,000	50,000
4. Capital Outlay	10,000	10,000
TOTAL	94,297	94,297

SUPERIOR COURT, JUVENILE DIVISION/ DETENTION CENTER	COUNTY USER FEES FUND	
1. Personal Services	44,413	44,413
2. Supplies	-0-	-0-
3. Other Services and Charges	-0-	-0-
4. Capital Outlay	-0-	-0-
TOTAL	44,413	44,413

SUPERIOR COURT, JUVENILE DIVISION/ DETENTION CENTER	GUARDIAN AD LITEM FUND	
1. Personal Services	-0-	-0-
2. Supplies	-0-	-0-
3. Other Services and Charges	60,300	60,300
4. Capital Outlay	-0-	-0-
TOTAL	60,300	60,300

(mm)SUPERIOR COURT, CRIMINAL DIVISION, PROBATION DEPARTMENT - Dept. 50	COUNTY GENERAL FUND	
1. Personal Services	878,391	878,391
2. Supplies	5,962	5,962
3. Other Services and Charges	104,696	104,696
4. Capital Outlay	-0-	-0-
TOTAL	989,049	989,049

SUPERIOR COURT, CRIMINAL DIVISION, PROBATION DEPARTMENT	SUPPLEMENTAL ADULT PROBATION FEES FUND	
1. Personal Services	330,000	330,000
2. Supplies	6,500	6,500
3. Other Services and Charges	52,000	52,000
4. Capital Outlay	3,500	3,500
TOTAL	392,000	392,000

(nn)SUPERIOR COURT, CIVIL DIVISION, ROOM ONE - Dept. 51	COUNTY GENERAL FUND	
1. Personal Services	142,868	142,868
2. Supplies	2,700	2,700
3. Other Services and Charges	55,326	55,326
4. Capital Outlay	500	500
TOTAL	201,394	201,394

(oo)SUPERIOR COURT, CIVIL DIVISION, ROOM TWO - Dept. 52	COUNTY GENERAL FUND	
1. Personal Services	142,868	142,868
2. Supplies	3,778	3,778
3. Other Services and Charges	57,139	57,139
4. Capital Outlay	-0-	-0-
TOTAL	203,785	203,785

(pp)SUPERIOR COURT, CIVIL DIVISION, ROOM THREE - Dept. 53	COUNTY GENERAL FUND	
1. Personal Services	142,868	142,868
2. Supplies	3,146	3,146
3. Other Services and Charges	52,936	52,936
4. Capital Outlay	2,667	2,667
TOTAL	201,617	201,617

(qq)SUPERIOR COURT, CIVIL DIVISION, ROOM FOUR - Dept. 54	COUNTY GENERAL FUND	
1. Personal Services	142,868	142,868
2. Supplies	2,000	2,000
3. Other Services and Charges	54,794	54,794
4. Capital Outlay	1,000	1,000
TOTAL	200,662	200,662

(rr)SUPERIOR COURT, CIVIL DIVISION, ROOM FIVE - Dept. 55	COUNTY GENERAL FUND	
1. Personal Services	142,868	142,868
2. Supplies	2,700	2,700
3. Other Services and Charges	53,141	53,141
4. Capital Outlay	2,880	2,880
TOTAL	201,589	201,589

(ss)SUPERIOR COURT, CIVIL DIVISION, ROOM SIX - Dept. 56	COUNTY GENERAL FUND	
1. Personal Services	142,868	142,868
2. Supplies	3,587	3,587
3. Other Services and Charges	52,971	52,971
4. Capital Outlay	2,079	2,079
TOTAL	201,505	201,505

(tt)SUPERIOR COURT, CIVIL DIVISION, ROOM SEVEN - Dept. 57	COUNTY GENERAL FUND	
1. Personal Services	142,868	142,868
2. Supplies	2,700	2,700
3. Other Services and Charges	54,338	54,338
4. Capital Outlay	2,679	2,679
TOTAL	202,585	202,585

(uu)SUPERIOR COURT, PROBATE DIVISION - Dept. 60	COUNTY GENERAL FUND	
1. Personal Services	362,532	362,532
2. Supplies	4,363	4,363
3. Other Services and Charges	104,521	104,521
4. Capital Outlay	2,991	2,991
TOTAL	474,407	474,407

(vv)SUPERIOR COURT, TITLE IV-D COURT Dept. 65	COUNTY GENERAL FUND	
1. Personal Services	118,443	118,443
2. Supplies	3,500	3,500
3. Other Services and Charges	40,030	40,030
4. Capital Outlay	3,173	3,173
TOTAL	165,146	165,146

(ww)MARION COUNTY DRUG COURT Dept. 66	COUNTY GENERAL FUND	
1. Personal Services	122,923	122,923
2. Supplies	2,375	2,375
3. Other Services and Charges	48,579	48,579
4. Capital Outlay	1,837	1,837
TOTAL	175,714	175,714

(xx)COURT ADMINISTRATOR AGENCY - Dept 68	COUNTY GENERAL FUND	
1. Personal Services	400,337	400,337
2. Supplies	14,640	14,640
3. Other Services and Charges	823,429	823,429
4. Capital Outlay	118,023	118,023
TOTAL	1,356,429	1,356,429

COURT ADMINISTRATOR AGENCY	CUMULATIVE CAPITAL DEVELOPMENT FUND	
1. Personal Services	-0-	-0-
2. Supplies	-0-	-0-
3. Other Services and Charges	316,000	316,000
4. Capital Outlay	-0-	-0-
TOTAL	316,000	316,000

(yy)COOPERATIVE EXTENSION SERVICE - Dept. 81	COUNTY GENERAL FUND	
1. Personal Services	191,720	191,720
2. Supplies	38,452	38,452
3. Other Services and Charges	598,026	588,026
4. Capital Outlay	8,411	8,411
TOTAL	836,609	826,609

(zz)MARION COUNTY CHILDREN'S GUARDIAN HOME - Dept. 85	COUNTY GENERAL FUND	
1. Personal Services	1,022,077	1,022,077
2. Supplies	209,898	209,898
3. Other Services and Charges	146,089	146,089
4. Capital Outlay	50,000	50,000
TOTAL	1,428,064	1,428,064

Section 1.03. Appropriations for City Sinking Funds for 1994.

For purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Consolidated City and its special taxing districts, there are hereby appropriated for 1994 the respective sums hereinafter set forth for the respective funds:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) CITY GENERAL SINKING FUND		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	1,616,912	1,616,912
4. Capital Outlay		
TOTAL	1,616,912	1,616,912

(b) REDEVELOPMENT DISTRICT SINKING FUND		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	394,369	394,369
4. Capital Outlay		
TOTAL	394,369	394,369
(c) SANITARY DISTRICT SINKING FUND		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	15,605,447	15,605,447
4. Capital Outlay		
TOTAL	15,605,447	15,605,447
(d) FLOOD CONTROL DISTRICT SINKING FUND		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	3,894,460	3,894,460
4. Capital Outlay		
TOTAL	3,894,460	3,894,460
(e) METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	6,862,393	6,862,393
4. Capital Outlay		
TOTAL	6,862,393	6,862,393
(f) WHEEL TAX REVENUE SINKING FUND		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	4,706,426	4,706,426
4. Capital Outlay		
TOTAL	4,706,426	4,706,426
(g) METROPOLITAN PARK DISTRICT SINKING FUND		
1. Personal Services		
2. Supplies		
3. Other Services and Charges	1,981,036	1,981,036
4. Capital Outlay		
TOTAL	1,981,036	1,981,036

Section 1.04. Summary of Appropriations.

SUMMARY OF APPROPRIATIONS						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
Executive and Legislative	12,519,474	13,834,146	35,061,043			61,414,663
Administration	18,446,540					18,446,540
Metropolitan Development	25,310,557	11,399,380			20,456,146	57,166,083
Public Works	113,110,974	420,000				113,530,974
Transportation	22,023,421	10,326,010		5,400,000		37,749,431
Public Safety	110,337,535			8,050,000	42,028,486	160,416,021
Parks	21,549,250			3,500,000		25,049,250
TOTAL	323,297,751	35,979,536	35,061,043	16,950,000	62,484,632	473,772,962

Section 1.04. Summary of Appropriations

SUMMARY OF APPROPRIATIONS						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
County Administration	754,116					754,116
County Auditor	27,293,367	794,510				28,087,877
County Commissioners	48,881					48,881
Clerk of the Circuit Court	3,884,823					3,884,823
County Election Board	2,027,190					2,027,190
Voter's Registration	786,022					786,022
County Coroner	833,158					833,158
County Recorder	932,525	159,848				1,092,373
County Treasurer	1,724,996					1,724,996
County Surveyor	447,691	22,164				469,855
Information Services Agency	9,873,800					9,873,800
Marion County Healthcare Center	6,304,470					6,304,470
County Assessor	420,958	201,031				621,989
Center Township Assessor	1,100,089	96,000				1,196,089
Decatur Township Assessor	214,571	430,400				644,971
Franklin Township Assessor	238,397	57,900				296,297
Lawrence Township Assessor	353,195	119,800				472,995
Perry Township Assessor	360,627	147,400				508,027
Pike Township Assessor	401,369	107,775				509,144
Warren Township Assessor	507,176	159,056				666,232
Washington Township Assessor	566,550	100,900				751,450
Wayne Township Assessor	566,804	235,815				802,619
Public Defender Agency	3,994,009	360,560				4,354,569
Prosecuting Attorney	4,429,778	915,000				5,344,778
Prosecutor's Child Support IV-D	2,469,128					2,469,128
Forensic Services Agency	1,793,885	32,300				1,826,185
County Sheriff	36,285,869	100,000		1,915,000		38,300,869
Community Corrections	502,548					502,548
Circuit Court	319,890					319,890
Presiding Judge of Municipal Ct	4,998,986	1,012,305				6,011,291
Marion County Justice Agency	1,759,234	1,975,000				3,734,234
Superior Ct., Criminal Div. I	300,415					300,415
Superior Ct., Criminal Div. II	296,174					296,174

SUMMARY OF APPROPRIATIONS						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
Superior Ct., Criminal Div. III	295,085					295,085
Superior Ct., Criminal Div. IV	295,576					295,576
Superior Ct., Criminal Div. V	284,934					284,934
Superior Ct., Criminal Div. VI	282,138					282,138
Superior Ct., Juvenile Div/Det Ctr	7,077,428	199,010		1,588,000		8,864,438
Superior Ct., Criminal Probation	989,049	392,000				1,381,049
Superior Ct., Civil Div. VI	201,394					201,394
Superior Ct., Civil Div. II	203,785					203,785
Superior Ct., Civil Div. III	201,617					201,617
Superior Ct., Civil Div. IV	200,662					200,662
Superior Ct., Civil Div. VI	201,589					201,589
Superior Ct., Civil Div. VI	201,505					201,505
Superior Ct., Civil Div. VII	202,585					202,585
Superior Ct., Probate Division	474,407					474,407
Superior Ct., Title IV-D Court	165,146					165,146
Marion County Drug Court	175,714					175,714
Court Administrator	1,356,429			316,000		1,672,429
Cooperative Extension Service	826,609					826,609
Children's Guardian Home	1,428,064					1,428,064
TOTAL	131,854,407	7,702,774		3,819,000		143,376,181

ARTICLE TWO
MISCELLANEOUS ANNUAL ESTIMATED REVENUES
FOR THE CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY

Section 2.01. Allocation and Estimates of the Consolidated City.

To defray the costs of government of the Consolidated City of Indianapolis and its special taxing districts in accordance with the appropriations stated in Sections 1.01 and 1.03 of this ordinance, the anticipated and estimated revenues of the Consolidated City and its special taxing districts are hereby allocated to the respective funds as herein stated; and in accordance with law and such allocations, the revenues, other than property taxes collectible in 1994, the portions of current balances and the revenues from taxation provided by the several levies fixed in Section 7.01 of this ordinance, are allocated to finance the amounts budgeted from each fund.

(a) CONSOLIDATED COUNTY FUND. The Consolidated County Fund for 1994 shall consist of all balances at the end of fiscal 1993 from the City General Fund and the Consolidated County Fund available for transfer into said fund, a portion of the revenue from the County Option Income Tax, a portion of the receipts of state taxes on alcoholic beverages, cigarettes and inheritances, amounts received for city licenses, Municipal Court fees, Barrett Law transfers, Controller's fees, and all other miscellaneous revenues derived from sources connected with the operation of those portions of city government whose appropriations are out of the Consolidated County Fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the county as shown in section 3.01. All monies designated for deposit into either City

General Fund or Consolidated County Fund shall be deposited into the Consolidated County Fund, and shall be considered in compliance with the legal requirement for deposits.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CONSOLIDATED COUNTY FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
County Option Income Tax	32,677	295,801
Financial Institutions Tax	90,069	256,685
License Excise Tax	503,812	1,090,909
State Liquor Excise Tax Distributions	17,632	398,241
State Alcoholic Beverage	7,205	18,852
Inheritance Tax	0	1,400,000
Cigarette Tax	227,792	432,192
ALL OTHER REVENUE		
Telephone Franchise	6,751	12,000
Cable Television Franchise Fee	1,054,516	2,200,000
Legal Fee	526,077	1,050,610
Interest	200,000	450,000
License	93,385	290,000
Purchasing - Admin. Charge Back	22,391	147,124
Microfilm - County	75,000	150,000
Microfilm - Rental	13,390	25,000
Controller License Fees	40,186	90,000
Vendor Registration	50,000	80,000
DMD Financial - CDBG	100,000	248,995
Federal Indirect	145,565	145,565
Air Pollution - Fund Transfer	(346,412)	(157,680)
DPW Reimbursement - Administration	2,860,043	4,028,555
Vehicle Insurance Charge Back	75,000	175,000
Insurance Refunds		50,000
MAC Charge Back		1,300,000
Revenue Enhancement	(128,500)	
Wellness Program Charge Back	118,488	665,723
Workmens Comp. Ins. Charge Back		85,000
Emergency Management	69,081	41,000
Animal Control	85,000	193,000
Industrial Development Bonds	7,000	25,000
Central Garage Billings	12,129,032	12,949,254
Other		1,000
TOTAL	18,075,180	28,137,826

(b) COMMUNITY SERVICES FUND. The Community Services Fund (The Housing and Community Development Act of 1974, as amended) for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all monies received by the City of Indianapolis from federal government for the Housing and Community Development Act of 1974, as amended, and any other federal grants, categoric grants, or special revenue sharing relating to these types of programs granted to the City of Indianapolis whose appropriations are out of the Community Services Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COMMUNITY SERVICES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Community Dev. Fed. Revenue	9,593,891	11,000,000
Program Income	54,132	250,000
Section 108 Loan		
Prior Yr Carryover		2,709,111
TOTAL	9,648,023	13,959,111

(c) YOUTH AND FAMILY SERVICES FUND. The Youth and Family Services Fund for 1994 consists of all balances at the end of fiscal 1993 available for transfer into said fund, a portion of the revenue received from state taxes on alcoholic beverages and the County Option Income Tax, all monies received from the federal and state government under grants and revenue sources derived from the Job Training Partnership Act of 1982, as amended, whose appropriations are out of Youth and Family Services Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
YOUTH AND FAMILY SERVICES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
State ABC Gallonage	317,199	650,000
State Liquor Excise Taxes	149,700	313,359
COIT	49,957	150,000
ALL OTHER REVENUE		
JTPA Federal Grant	6,019,473	7,729,763
Community Development	459,132	1,615,024
HUD	138,000	206,000
State		425,000
Other Federal		2,738,000
Other		7,000
TOTAL	7,133,461	13,834,146

(d) REDEVELOPMENT GENERAL FUND. The Redevelopment General Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all fees, charges and other receipts derived from sources connected with the operation of the Economic and Housing Development Division of the Department of Metropolitan Development, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed for this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Redevelopment Special Taxing District as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
REDEVELOPMENT GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institutions Tax	4,445	8,889
License Excise Tax	18,628	44,601
ALL OTHER REVENUE		
Community Development	7,241,475	7,101,123
Homestead Application	474	
HOPE 3	382,662	2,847,000
HOME	4,186,617	817,974
Operating Leases	251,424	593,626
EDA		550,000
Other Federal Grants		250,000
Interest on Investments	20,000	50,000
Other	30,000	948
Metropolitan Development Fund Transfer	1,102,038	
TOTAL	13,237,763	12,264,161

(e) METROPOLITAN DEVELOPMENT GENERAL FUND. The Metropolitan Development General Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, a portion of the revenue from the County Option Income Tax, all fees, charges and other receipts derived from the operation of those activities of the Department of Metropolitan Development the expenditures for which are budgeted as appropriations from the Metropolitan Development General Fund, all of which does not require a general property tax levy for such fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN DEVELOPMENT GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
County Option Income Tax	102,411	200,000
ALL OTHER REVENUE		
Community Development	878,641	1,329,978
UMTA	173,772	173,722
Tax Abatement Revenue	130,524	265,000
Operating Leases	167,694	56,884
Other Federal Grants	78,922	252,285
Annie Casey	123,332	
Local Funding	13,256	
FHWA-PL	481,290	364,392
Zoning Tickets	5,904	11,808
Contractor Licenses	201,894	403,788
Building Permits	2,052,294	4,104,587
State of Indiana	26,512	
Charges for Services	93,510	187,020
Other	538	10,000
City of Lawrence		24,088
State of Indiana		16,824
Consolidated County Fund	956,997	1,848,332
UPP 119	708	
Unsafe Building Fund		116,431
Metropolitan Development Transfer	(1,102,038)	
TOTAL	4,386,161	9,365,139

(f) INDIANAPOLIS HOUSING AUTHORITY FUND. The Indianapolis Housing Authority Fund for 1994 shall consist of all balances available at the end of fiscal year 1993 for transfer into said fund, a portion of the revenue from the County Option Income Tax, all fees, charges and other receipts derived from sources connected with the operation of the Indianapolis Housing Authority and its successors, the operations of the Public Housing Division of the Department of Metropolitan Development, grants and subsidies from the Department of Housing and Urban Development for providing public housing, all of which does not require a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
INDIANAPOLIS HOUSING AUTHORITY FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
County Option Income Tax	124,892	250,000
ALL OTHER REVENUE		
Rentals	1,485,164	3,018,561
Community Development	420,986	442,753
HUD Operating Contribution	2,500,976	4,868,794
HUD Modernization Program	27,789,667	10,259,866
HOPE 1		75,000
Interest		10,000
Miscellaneous	100,000	
Other Federal	545,000	1,791,163
TOTAL	32,966,685	20,716,137

(g) SANITATION GENERAL FUND. The Sanitation General Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the operation of the Sanitation Division of the Department of Public Works, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SANITATION GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Sewer User Charges	27,660,508	47,000,000
Interest on Investments	517,214	1,200,000
Miscellaneous	118,508	200,000
Outside Community User Charges	1,139,926	2,500,000
Night Soil Dumping	172,097	350,000
Sewer Connecting Charges	196,879	400,000
Sewer Inspection Fees	11,051	
Other fees	11,327	30,000
Industrial Surveillance	38,238	120,000
Sewer Permit Fees	6,998	
Damage Claims	10,000	10,000
Sale of Property		
Admin Chargeback		157,680
Maintenance General Fund		(9,533,495)
Pilot Reserve Fund		(6,000,000
TOTAL	29,882,746	36,434,185

(h) SANITATION PILOT RESERVE FUND. The Sanitation Pilot Reserve Fund for 1994 shall consist of 1) all balances as of June 30, 1993 and; 2) other balances transferred from Sanitation General Fund into said fund subsequent to June 30, 1993. Said balances as of June 30, 1993 describe in section 1 above may be transferred to the Consolidated County Fund during 1994 as a payment in lieu of taxes subject to approval by City County Council. All of said funds do not involve a general tax levy.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SANITATION PILOT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Sanitation General Transfer		6,000,000
TOTAL		6,000,000

(i) AIR POLLUTION CONTROL FUND. The Air Pollution Control Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, and all fees, licenses, permits, charges, and miscellaneous revenues derived from sources connected with the operation of the Air Pollution Control Section, Environmental Resources Management Division of the Department of Public Works, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
AIR POLLUTION CONTROL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Permits	308,000	1,474,988
State Grant	175,000	170,000
Court Fines	40,000	50,000
Interest	1,000	
Consolidated City	346,412	157,680
TOTAL	870,412	1,852,668

(j) IMAGIS SPECIAL REVENUE FUND. The IMAGIS Special Revenue Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, and all Consortium fees, charges, and miscellaneous revenues derived from sources connected with the operation of IMAGIS, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
IMAGIS SPECIAL REVENUE FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Consortium Fees	156,800	420,000
Interest	800	1,500
TOTAL	157,600	421,500

(k) SOLID WASTE DISPOSAL FUND. The Solid Waste Disposal Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the construction and financing of the Resource Recovery Facility, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SOLID WASTE DISPOSAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Rentals	109,996	158,500
Interest	30,000	100,000
Solid Waste User Charge	5,420,623	10,400,000
Contract Collection Charge	8,955,011	10,231,090
Service Fee	2,500,000	3,500,000
Other	132	21,00
TOTAL	17,015,762	24,410,590

(l) FLOOD CONTROL GENERAL FUND. The Flood Control General Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all miscellaneous revenue derived from sources connected with the operation of the Flood Control Division of the Department of Public Works, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located in the Flood Control Special Taxing District as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FLOOD CONTROL GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	15,099	40,487
License Excise Tax	84,460	172,070
ALL OTHER REVENUE		
Interest on Investments	12,694	32,000
Rental	7,358	9,810
Sale of Water	12,000	158,314
Drainage Permits	110,548	220,000
Weed Control	26,799	100,000
Miscellaneous	1,865	2,876
Drainage Inspection	1,707	32,000
Maintenance Operation Fund		(1,437,478)
TOTAL	272,530	(669,921)

(m) MAINTENANCE OPERATIONS GENERAL FUND. The Maintenance Operation General Control Fund for 1994 shall consist funds transferred from Sanitation General Fund, Flood Control General Fund and Transportation General Fund, and all fees, licenses, permits, charges, and miscellaneous revenues derived from sources connected with the operation of the Maintenance Operation Division of the Department of Public Works, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
MAINTENANCE OPERATIONS GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Transportation General		14,544,958
Sanitation General		9,533,495
Flood Control General		1,437,478
TOTAL		25,515,931

(n) TRANSPORTATION GENERAL FUND. The Transportation Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 1994 and allocated to said City of Indianapolis out of the revenues derived from taxes on gasoline, cigarettes, motor vehicles, and other sources connected therewith, miscellaneous revenues from license fees, inheritance taxes, federal highway funds, and other operations of the Department of Transportation, County Auto Excise Surtaxes and County Wheel Taxes, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
TRANSPORTATION GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
State Motor Vehicle Highway Distributions	9,177,498	19,077,888
Cigarette Tax	835,166	1,588,597
Wheel Tax	4,896,080	5,785,174
ALL OTHER REVENUE		
Interest on Investments	265,000	530,000
Rental	15,000	30,000
Permits	266,700	529,000
Miscellaneous	30,000	45,000
Federal Project Reimbursement	125,000	250,000
County Engineer	20,000	20,000
Sign Shop		10,000
Service Fees	25,000	
Damage Claims		40,000
Engineer Cost Recovery	100,000	1,500,000
Maintenance Operation Fund		(14,544,958)
TOTAL	15,755,444	14,860,701

(o) ARTERIAL ROADS AND STREETS FUND. The Arterial Roads and Streets Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 1994 and allocated to said City of Indianapolis or Marion County out of revenues derived from taxes on gasoline, and other sources connected therewith, and miscellaneous fees such as interest earned, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
ARTERIAL ROADS AND STREETS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
State Motor Vehicle Highway	3,746,072	8,260,371
ALL OTHER REVENUE		
Interest on Investments	40,000	100,000
TOTAL	3,786,072	8,360,371

(p) PARKING METER FUND. The Parking Meter Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all amounts to be received from parking meter receipts during the year 1994, those revenues from licenses and permit fees connected with special parking privileges, all of which does not involve a property tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PARKING METER FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Interest on Investments	30,000	60,000
Parking Receipts	900,000	1,900,000
Traffic Violations	500,000	1,000,000
Meter Blockouts	60,000	70,000
TOTAL	1,490,000	3,030,000

(q) HISTORIC PRESERVATION FUND. The Historic Preservation Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, a portion of the receipts of state taxes on alcoholic beverages, and all fees, charges, and miscellaneous revenues derived from the Historic Preservation Commission, which is a division of the Department of Metropolitan Development, all of which does not involve a general tax levy for said fund.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HISTORIC PRESERVATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
State Alcoholic Beverage Gallonage Tax Distribution	14,341	32,000
ALL OTHER REVENUE		
Community Development	78,089	125,000
Historic Preservation Fees	10,734	22,000
Other	600	1,560
TOTAL	103,764	180,560

(r) PARK GENERAL FUND. The Park General Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, a portion of the receipts from state taxes on alcoholic beverages, all fees, charges, and other miscellaneous revenue derived from sources connected with the operation of the Department of Parks and Recreation, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located within the Park Special Taxing District as shown in Section 6.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PARK GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	121,255	275,728
License Excise Tax	556,191	1,171,843
ALL OTHER REVENUE		
Interest on Investments	25,000	30,000
Admissions	465,000	1,144,793
Rentals	200,000	691,472
Concessions	110,000	368,082
Programs	325,000	947,271
Administrative Chargeback	20,000	15,000
Sponsorships	10,000	203,000
Damage Claims	12,602	25,000
CDBG		70,433
Federal Grants		135,000
Land & Water		75,000
UPAR		11,100
Foundations Grants		20,000
Gifts & Grants Fund	115,300	
FEMA	147,383	
Rental Residential	5,000	4,000
Rental Commercial	70,000	198,354
Rental Farm	4,000	9,000
Sale of Vehicles	170,000	112,400
Property Sales		5,000
Sale of Plans	10,000	7,200
Donations	63,000	203,400
Other	20,000	
TOTAL	2,449,731	5,723,076

(s) PARK GENERAL/GOLF FUND. The Park General/Golf Fund for 1994 shall consist of all fees, charges, and other miscellaneous revenue derived from sources connected with the operation of the Department of Parks and Recreation.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PARK GENERAL/GOLF FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
Admissions	650,000	1,074,450
Opportunity		1,000,000
Interest		10,000
TOTAL	650,000	2,084,450

(t) CITY CUMULATIVE CAPITAL DEVELOPMENT FUND. The City Cumulative Capital Development Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, those distribution of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by a levy of a rate of tax for this fund on all taxable property located within the consolidated city as shown in Section 3.01.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	79,606	196,088
License Excise Tax	461,176	983,842
ALL OTHER REVENUE		
Interest	90,000	200,000
Sale of Vehicles	525,000	
Sanitation Sinking Fund	590,000	929,000
TOTAL	1,745,782	2,308,930

(u) CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND. The Consolidated County Cumulative Capital Development Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, and all distributions from the County of the County Cumulative Capital Development Fund, and all other miscellaneous revenues derived from said Fund, all of which does not involve a general tax levy for the City.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
County	2,582,706	4,004,993
Interest	50,000	150,000
TOTAL	2,632,706	4,154,993

(v) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
CITY GENERAL SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	14,707	29,413
License Excise Tax	69,176	147,576
ALL OTHER REVENUE		
Interest	3,000	20,000
TOTAL	86,883	196,989

(w) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
REDEVELOPMENT DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	6,798	7,642
License Excise Tax	31,975	32,479
ALL OTHER REVENUE		
Interest on Investments	1,500	20,000
TOTAL	40,273	60,121

(x) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SANITARY DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	174,092	319,661
License Excise Tax	691,982	1,358,558
ALL OTHER REVENUE		
Interest on Investments	100,000	75,000
Satellite Communities	11,099	152,700
Transfer - City Cumulative Capital Dev. Fund	(590,000)	(929,000)
TOTAL	387,173	976,919

(y) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
FLOOD CONTROL DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	35,185	70,369
License Excise Tax	161,390	344,299
ALL OTHER REVENUE		
Interest on Investments	5,000	20,000
TOTAL	201,575	434,668

(z) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	64,589	129,178
License Excise Tax	296,264	576,740
ALL OTHER REVENUE		
Interest on Investments	20,000	40,000
TOTAL	380,853	745,918

(aa) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WHEEL TAX REVENUE SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Wheel Tax	-0-	4,706,426
ALL OTHER REVENUE		
Interest on Investments	-0-	50,000
TOTAL	-0-	4,756,426

(bb) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN PARK DISTRICT SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	18,342	36,683
License Excise Tax	84,132	179,483
ALL OTHER REVENUE		
Interest on Investments	2,500	30,000
TOTAL	104,974	246,166

Section 2.02. Statement of Miscellaneous Revenues of Marion County.

In accordance with law and as hereby allocated, the revenues (other than property taxes) anticipated in financing the budget appropriations set forth in Sections 1.02 and 1.04 of this ordinance shall be financed by the use of the miscellaneous receipts of said funds, portions of current balances, and by the revenues from taxation provided from the several tax levies fixed in Section 7.02 of this ordinance.

(a) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
TAXES		
Marion County Liens	17,540	20,000
Gross Income Taxes	6,100	6,100
Treasurer's Surplus	400,000	300,000
County Option Income	10,103,610	21,207,119
License Excise	2,397,801	5,700,000
Motor Vehicle Highway Tax	400,000	800,000
Financial Institutions Tax	369,609	925,186
Emergency 911	337,508	423,854
TOTAL TAXES	14,032,168	29,382,259
FEES		
Marriage License	55,186	85,000
Domestic Relations	34,877	58,000
Resident Resources	213,423	1,502,174
Photocopying Fees	6,100	15,116
Auditor's Fees	-0-	18,000
Rent City-County Building Tenants	24,911	39,000
Clerk's Miscellaneous	49,759	90,000
Court Cost	1,933,931	3,500,000
County Coroner Fees	3,615	10,000
County Surveyor Fees	-0-	1,000
County Recorder Fees	1,516,496	1,800,000
Incident Fees	13,827	26,500
Demand Fees	166,047	157,000
Tax Search Fees	1,535	1,200
Law Library Fees	4,573	8,400
Ten Percent Cash Bond	24,630	37,000
County Fines	269,137	271,600
Day Center Fees	52,433	84,500
Support/Maintenance Docket Fees	99,200	150,000
Document Fees	100,609	200,000
Late Surrender Fees	38,500	79,000
Sale Disclosure Fee	-0-	40,000
Public Safety Answering Point	107,100	262,553
TOTAL FEES	4,715,889	8,436,043
FEDERAL		
Care of Federal Prisoners	543,600	959,400
TOTAL FEDERAL	543,600	959,400
STATE		
Grant Reimbursement	5,000	5,000
Care of State Prisoners	213,080	350,000
ARCH	-0-	-0-
Indirect Cost Recovery	184,985	120,000
Medicaid	2,765,791	4,796,688
Medicare	-0-	665,563
Title IV-D Reimbursement	1,593,196	2,468,750
Title IV-D Incentive	1,934,642	2,833,183
School Lunch Program	57,107	102,000
ISA Welfare	230,230	262,644
Welfare Guardian Home	737,023	982,698
Welfare Rent Reimbursement	279,828	571,000
TOTAL STATE	8,000,882	13,157,526

LOCAL GOVERNMENT		
Telephone Chargeback		
County	298,244	570,866
City	639,207	856,299
Other	38,189	53,660
ISA City	2,606,996	3,156,181
ISA County	2,929,624	4,939,540
ISA Health and Hospital	8,068	10,090
Poor Relief All Townships	1,688	9,600
City Share MCJA	70,000	70,000
Other Reimbursements	-0-	25,526
TOTAL LOCAL GOVERNMENT	6,592,016	9,691,762
INTEREST		
Investment Interest	1,963,555	3,810,100
TOTAL INTEREST	1,963,555	3,810,100
OTHER		
Juvenile Court	-0-	1,880
Sale of Cars	133,830	250,000
Damages/Ins Settlements	64,529	65,000
Sale Other Property	4,500	5,000
Sheriff's Miscellaneous	85,912	195,000
Other	51,548	73,450
TOTAL OTHER	340,319	590,330
TOTAL REVENUE	36,188,429	66,027,420

(b) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
PROPERTY REASSESSMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	8,219	19,731
Vehicle License Excise Tax	37,492	112,997
ALL OTHER REVENUE		
Interest	15,221	60,000
TOTAL	60,932	192,728

(c) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SURVEYOR'S CORNER PERPETUATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Corner Perpetuation Fees	19,922	29,500
TOTAL	19,922	29,500

(d) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SUPPLEMENTAL ADULT PROBATION FEES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Criminal Probation Fees	192,671	380,000
Municipal Probation Fees	501,384	960,000
TOTAL	694,055	1,340,000

(e) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
JUVENILE PROBATION FEES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Juvenile Probation Fees	34,601	60,000
TOTAL	34,601	60,000

(f) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
GUARDIAN AD LITEM FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Guardian Ad Litem Fees	10,442	60,300
TOTAL	10,442	60,300

(g) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY USER FEE FUND (DIVERSION)
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Pre-Trial Diversion Fees	515,754	848,000
TOTAL	515,754	848,000

(h) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
ALCOHOL AND DRUG SERVICES FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Municipal Court	147,784	220,000
TOTAL	147,784	220,000

(i) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY EXTRADITION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Late Surrender Fees	43,500	80,000
TOTAL	43,500	80,000

(j) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
LAW ENFORCEMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Restitution and Forfeitures	428,882	1,070,000
TOTAL	428,882	1,070,000

(k) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
STATE AND FEDERAL GRANTS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
(Funds are appropriated according to grant fiscal year.)		

(l) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY CORRECTIONS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED (Appropriated 8/1 - 7/31)	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994

(m) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COMMUNITY CORRECTIONS HOME DETENTION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED (Funds are appropriated according to grant fiscal year.)	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994

(n) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY GRANTS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED (Funds are appropriated according to grant fiscal year.)	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994

(o) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
MARION COUNTY CUMULATIVE CAPITAL REDEVELOPMENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	41,511	102,519
Vehicle License Excise Tax	268,929	633,478
TOTAL	310,440	735,997

(p) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
MARION COUNTY BOND SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	561	-0-
Vehicle License Excise Tax	2,440	-0-
TOTAL	3,001	-0-

(q) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
SUPPLEMENTAL PUBLIC DEFENDER FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
Public Defender Fees	15,000	360,560
Transfer from County General Fund	312,021	-0-
TOTAL	327,021	360,560

(r) CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY RECORDER'S PERPETUATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
FEES		
County Recorder's Fees	98,095	155,000
TOTAL	98,095	155,000

Section 2.03. Summary of Miscellaneous Revenue.

SUMMARY OF MISCELLANEOUS REVENUE8						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
COIT	34,250,801	150,000	0	0	8,000,000	42,400,801
Financial Institution Tax	2,755,376	0	592,946	196,088	267,461	3,811,871
License Excise Tax	8,825,581	0	2,639,135	983,842	704,065	13,152,623
License and Permits	7,339,363	0	0	0	0	7,339,363
Fees	83,901,270	2,413,360	152,700	0	3,018,561	89,485,891
Intergovernmental						
Federal	14,754,468	12,413,787	0	0	17,437,576	44,605,831
State	22,132,894	9,680,730	0	0	0	31,813,624
Local	0	0	0	4,004,993	16,625,000	20,629,993
Intragovernmental	20,754,506	13,959,111	0	0	0	34,713,617
Interest	2,522,000	161,700	205,000	350,000	35,000	3,273,700
Transfer-ins	2,004,763	0	(929,000)	929,000	0	2,004,763
Other	14,334,155	1,007,000	4,756,426	0	7,610,000	27,707,581
Total	213,575,177	39,785,688	7,417,207	6,463,923	53,697,633	320,939,658

Section 2.03. Summary of Miscellaneous Revenue.

SUMMARY OF MISCELLANEOUS REVENUE						
	General Funds	Special Revenue Funds	Debt Service Funds	Capital Project Funds	Other	Total
COIT	21,207,119					21,207,119
Financial Institution Tax	925,186	19,731		102,519		1,047,436
License Excise Tax	5,700,000	112,997		633,478		6,446,475
Motor Vehicle Highway	800,000					800,000
License and Permits	85,000					85,000
Fees	8,351,043	3,143,060				11,494,103
Intergovernmental						
Federal	959,400					959,400
State	11,912,184	10,300				11,922,484
Local	10,937,104					10,937,104
Intragovernmental						
Interest	3,810,100	60,000				3,870,100
Transfer-ins						
Other	1,340,284	1,070,000				2,410,284
Total	66,027,420	4,416,088	0	735,997	0	71,179,505

ARTICLE THREE
ESTIMATED REVENUES AND TAX LEVIES OF THE
CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY

Section 3.01. Estimates of Funds to be Raised and Proposed Tax Levies for the Consolidated City.

In accordance with law and the appropriations and allocations of revenues herein before made, the tax rates for the respective funds are calculated as follows:

(a)(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CONSOLIDATED COUNTY FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	6,919,331	6,919,331
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	30,163,544	30,163,544
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	30,163,544	30,163,544
6. Remaining property taxes to be collected present year	5,694,273	5,694,273
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	18,075,180	18,075,180
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	23,769,453	23,769,453
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	525,240	525,240
10. Total budget estimate for January 1 to December 31 of incoming year	40,069,924	40,183,047
11. Miscellaneous revenue for January 1 to December 31 of incoming year	28,137,826	28,137,826
12. Property tax to be raised from January 1 to December 31 of incoming year	11,667,478	11,959,165
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	260,620	439,184
14. Estimated December 31 cash balance, of incoming year	260,620	439,184
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1539	0.1539
Proposed tax rate for incoming year	0.1604	0.1604

(a)(2) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
MAINTENANCE OPERATIONS GENERAL FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	-0-	-0-
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	-0-	-0-
10. Total budget estimate for January 1 to December 31 of incoming year	25,515,931	25,515,931
11. Miscellaneous revenue for January 1 to December 31 of incoming year	25,515,931	25,515,931
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	-0-	-0-
14. Estimated December 31 cash balance, of incoming year	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(3) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COMMUNITY SERVICES FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION 6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	46,074	46,074
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	6,327,750	6,327,750
3. Additional appropriations necessary to be made July 1 to December 31 of present year	3,173,913	3,173,913

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	9,501,663	9,501,663
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	9,648,023	9,648,023
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	9,648,023	9,648,023
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	192,434	192,434
10. Total budget estimate for January 1 to December 31 of incoming year	11,159,111	11,159,111
11. Miscellaneous revenue for January 1 to December 31 of incoming year	13,959,111	13,959,111
12. Property tax to be raised from January 1 to December 31 of incoming year-	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,992,434	2,992,434
14. Estimated December 31 cash balance, of incoming year	2,992,434	2,992,434
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(4) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
YOUTH AND FAMILY SERVICES FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION 6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	478,470	478,470
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	7,592,597	7,592,597
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	7,592,597	7,592,597
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	7,133,461	7,133,461
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	7,133,461	7,133,461
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	19,334	19,334

10. Total budget estimate for January 1 to December 31 of incoming year	13,834,146	13,834,146
11. Miscellaneous revenue for January 1 to December 31 of incoming year	13,834,146	13,834,146
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	19,334	19,334
14. Estimated December 31 cash balance, of incoming year	19,334	19,334
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(5) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
REDEVELOPMENT GENERAL FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION 6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	419,197	419,197
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	13,657,255	13,657,255
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	13,657,255	13,657,255
6. Remaining property taxes to be collected present year	235,570	235,570
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	13,237,763	13,237,763
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	13,473,333	13,473,333
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	235,275	235,275
10. Total budget estimate for January 1 to December 31 of incoming year	13,228,493	12,898,515
11. Miscellaneous revenue for January 1 to December 31 of incoming year	12,594,139	12,264,161
12. Property tax to be raised from January 1 to December 31 of incoming year	476,782	488,702
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	77,703	89,623

14. Estimated December 31 cash balance, of incoming year	77,703	89,623
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0068	0.0068
Proposed tax rate for incoming year	0.0070	0.0070

(a)(6) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN DEVELOPMENT GENERAL FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	404,556	404,556
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	4,489,034	4,489,034
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	4,489,034	4,489,034
6. Rcmaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	4,386,161	4,386,161
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	4,386,161	4,386,161
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	301,683	301,683
10. Total budget estimate for January 1 to December 31 of incoming year	9,333,067	9,663,045
11. Miscellaneous revenue for January 1 to December 31 of incoming year	9,035,161	9,365,139
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,777	3,777
14. Estimated December 31 cash balance, of incoming year	3,777	3,777
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(7) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
INDIANAPOLIS HOUSING AUTHORITY FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION 6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	248,661	248,661
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	15,402,349	15,402,349
3. Additional appropriations necessary to be made July 1 to December 31 of present year	12,000,000	16,833,587
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	27,402,349	32,235,936
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	28,133,098	32,966,685
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	28,133,098	32,966,685
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	979,410	979,410
10. Total budget estimate for January 1 to December 31 of incoming year	20,456,146	20,456,146
11. Miscellaneous revenue for January 1 to December 31 of incoming year	20,716,137	20,716,137
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	1,239,401	1,239,401
14. Estimated December 31 cash balance, of incoming year	1,239,401	1,239,401
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(8) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SANITATION GENERAL FUND
1994 NET ASSESSED VALUATION 6,834,916,463
1993 BILLED NET ASSESSED VALUATION $6,565,156,140

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	25,378,531	25,378,531
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	39,376,369	39,376,369
3. Additional appropriations necessary to be made July 1 to December 31 of present year		

4. Outstanding temporary loans to be paid and not included in lines 2 or 3	(2,902,607)	(2,902,607)
5. Total expenditures for current year (add lines 2-4)	36,473,762	36,473,762
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	29,882,746	29,882,746
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	29,882,746	29,882,746
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	18,787,515	18,787,515
10. Total budget estimate for January 1 to December 31 of incoming year	43,479,706	43,479,706
11. Miscellaneous revenue for January 1 to December 31 of incoming year	36,434,185	36,434,185
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	11,741,994	11,741,994
14. Estimated December 31 cash balance, of incoming year	11,741,994	11,741,994
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(9) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SANITATION PILOT RESERVE FUND
1994 NET ASSESSED VALUATION 6,834,916,463
1993 BILLED NET ASSESSED VALUATION 6,565,156,140

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	6,000,000	6,000,000
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,000,000	6,000,000

10. Total budget estimate for January 1 to December 31 of incoming year		
11. Miscellaneous revenue for January 1 to December 31 of incoming year	6,000,000	6,000,000
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	12,000,000	12,000,000
14. Estimated December 31 cash balance, of incoming year	12,000,000	12,000,000
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(10) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SOLID WASTE DISPOSAL FUND
1994 NET ASSESSED VALUATION 6,992,572,634
1993 BILLED NET ASSESSED VALUATION 6,716,554,180

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	3,882,666	3,882,666
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	18,873,280	18,873,280
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	18,873,280	18,873,280
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	17,015,762	17,015,762
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	17,015,762	17,015,762
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,025,148	2,025,148
10. Total budget estimate for January 1 to December 31 of incoming year	24,386,549	24,386,549
11. Miscellaneous revenue for January 1 to December 31 of incoming year	24,410,590	24,410,590
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,049,189	2,049,189

14. Estimated December 31 cash balance, of incoming year	2,049,189	2,049,189
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(11) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
FLOOD CONTROL GENERAL FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1992		
1. June 30 actual cash balance of present year	1,455,902	1,455,902
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,204,881	2,204,881
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	2,204,881	2,204,881
6. Remaining property taxes to be collected present year	954,596	954,596
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	272,530	272,530
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,227,126	1,227,126
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	478,147	478,147
10. Total budget estimate for January 1 to December 31 of incoming year	1,347,109	1,347,109
11. Miscellaneous revenue for January 1 to December 31 of incoming year	(669,921)	(669,921)
12. Property tax to be raised from January 1 to December 31 of incoming year	1,840,319	1,886,327
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	301,436	347,444
14. Estimated December 31 cash balance, of incoming year	301,436	347,444
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0258	0.0258
Proposed tax rate for incoming year	0.0253	0.0253

(a)(12) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
TRANSPORTATION GENERAL FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	18,372,032	18,372,032
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	23,084,952	23,084,952
3. Additional appropriations necessary to be made July 1 to December 31 of present year	4,700,000	4,700,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	27,784,952	27,784,952
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,755,445	15,755,445
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	15,755,445	15,755,445
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,342,525	6,342,525
10. Total budget estimate for January 1 to December 31 of incoming year	15,591,628	15,591,628
11. Miscellaneous revenue for January 1 to December 31 of incoming year	14,860,701	14,860,701
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	5,611,598	5,611,598
14. Estimated December 31 cash balance, of incoming year	5,611,598	5,611,598
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(13) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
ARTERIAL ROADS AND STREETS FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	1,587,228	1,587,228
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,887,875	2,887,875
3. Additional appropriations necessary to be made July 1 to December 31 of present year	400,000	400,000

4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	3,287,875	3,287,875
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	3,786,072	3,786,072
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,786,072	3,786,072
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,085,425	2,085,425
10. Total budget estimate for January 1 to December 31 of incoming year	7,648,700	7,648,700
11. Miscellaneous revenue for January 1 to December 31 of incoming year	8,360,371	8,360,371
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,797,096	2,797,096
14. Estimated December 31 cash balance, of incoming year	2,797,096	2,797,096
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

a)(14) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
PARKING METER FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION 6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	2,618,601	2,618,601
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,828,676	1,828,676
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	1,828,676	1,828,676
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,490,000	1,490,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,490,000	1,490,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,279,925	2,279,925

10. Total budget estimate for January 1 to December 31 of incoming year	2,677,310	2,677,310
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,030,000	3,030,000
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,632,615	2,632,615
14. Estimated December 31 cash balance, of incoming year	2,632,615	2,632,615
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(15) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HISTORIC PRESERVATION FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	110,572	110,572
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	148,626	148,626
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	148,626	148,626
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	103,765	103,765
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	103,765	103,765
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	65,710	65,711
10. Total budget estimate for January 1 to December 31 of incoming year	240,269	240,269
11. Miscellaneous revenue for January 1 to December 31 of incoming year	180,560	180,560
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	6,002	6,002
14. Estimated December 31 cash balance, of incoming year	6,002	6,002

Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(16) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX
PARK GENERAL FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	4,926,413	4,926,413
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	12,133,596	12,133,596
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	12,133,596	12,133,596
6. Remaining property taxes to be collected present year	6,286,271	6,286,271
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,449,731	2,449,731
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,736,002	8,736,002
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,528,819	1,528,819
10. Total budget estimate for January 1 to December 31 of incoming year	19,475,199	19,475,199
11. Miscellaneous revenue for January 1 to December 31 of incoming year	5,723,076	5,723,076
12. Property tax to be raised from January 1 to December 31 of incoming year	12,533,083	12,846,410
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	309,779	623,106
14. Estimated December 31 cash balance, of incoming year	309,779	623,106
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1699	0.1699
Proposed tax rate for incoming year	0.1723	0.1723

(a)(17) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
PARK GENERAL/GOLF FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	200,783	200,783

2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	600,589	600,589
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	600,589	600,589
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	650,000	650,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	650,000	650,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	250,194	250,194
10. Total budget estimate for January 1 to December 31 of incoming year	2,074,051	2,074,051
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,084,450	2,084,450
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	260,593	260,593
14. Estimated December 31 cash balance, of incoming year	260,593	260,593
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(18) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION $6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	7,875,992	7,875,992
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	7,912,383	7,912,383
3. Additional appropriations necessary to be made July 1 to December 31 of present year	4,257,500	4,257,500
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	12,169,883	12,169,883
6. Remaining property taxes to be collected present year	5,196,397	5,196,397
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,745,782	1,745,782

8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	6,942,179	6,942,179
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,648,288	2,648,288
10. Total budget estimate for January 1 to December 31 of incoming year	12,650,000	12,650,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,308,930	2,308,930
12. Property tax to be raised from January 1 to December 31 of incoming year	10,216,763	10,472,182
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	2,523,981	2,779,400
14. Estimated December 31 cash balance, of incoming year	2,523,981	2,779,400
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.1500	0.1500
Proposed tax rate for incoming year	0.1500	0.1500

(a)(19) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	3,574,582	3,574,582
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	5,275,581	5,275,581
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	5,275,581	5,275,581
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	2,632,706	2,632,706
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,632,706	2,632,706
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	931,707	931,707
10. Total budget estimate for January 1 to December 31 of incoming year	4,300,000	4,300,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,154,993	4,154,993

12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	786,700	786,700
14. Estimated December 31 cash balance, of incoming year	786,700	786,700
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(20) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
AIR POLLUTION CONTROL FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	204,960	204,960
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,034,288	1,034,288
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	1,034,288	1,034,288
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	870,412	870,412
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	870,412	870,412
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	41,084	41,084
10. Total budget estimate for January 1 to December 31 of incoming year	1,852,759	1,852,759
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,852,668	1,852,668
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	40,993	40,993
14. Estimated December 31 cash balance, of incoming year	40,993	40,993
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(a)(21) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
IMAGIS SPECIAL REVENUE FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	309,063	309,063
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	465,000	465,000
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	465,000	465,000
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	157,600	157,600
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	157,600	157,600
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,663	1,663
10. Total budget estimate for January 1 to December 31 of incoming year	420,000	420,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	421,500	421,500
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	3,163	3,163
14. Estimated December 31 cash balance, of incoming year	3,163	3,163
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(b)(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
CITY GENERAL SINKING FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION 6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	629,581	629,581
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,483,680	1,483,680

3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	1,483,680	1,483,680
6. Remaining property taxes to be collected present year	779,460	779,460
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	86,883	86,883
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	866,343	866,343
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	12,244	12,244
10. Total budget estimate for January 1 to December 31 of incoming year	1,616,912	1,616,912
11. Miscellaneous revenue for January 1 to December 31 of incoming year	196,989	196,989
12. Property tax to be raised from January 1 to December 31 of incoming year	1,430,347	1,466,106
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	22,668	58,427
14. Estimated December 31 cash balance, of incoming year	22,668	58,427
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0225	0.0225
Proposed tax rate for incoming year	0.0210	0.0210

(b)(2) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
REDEVELOPMENT DISTRICT SINKING FUND
1994 NET ASSESSED VALUATION 6,981,454,795
1993 BILLED NET ASSESSED VALUATION 6,705,968,160

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	415,413	415,413
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	811,512	811,512
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	811,512	811,512
6. Remaining property taxes to be collected present year	360,284	360,284
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	40,273	40,273
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	400,557	400,557

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	4,457	4,458
10. Total budget estimate for January 1 to December 31 of incoming year	394,369	394,369
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,121	60,121
12. Property tax to be raised from January 1 to December 31 of incoming year	347,370	356,054
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	17,580	26,264
14. Estimated December 31 cash balance, of incoming year	17,580	26,264
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0104	0.0104
Proposed tax rate for incoming year	0.0051	0.0051

(b)(3) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SANITARY DISTRICT SINKING FUND
1994 NET ASSESSED VALUATION 6,834,916,463
1993 BILLED NET ASSESSED VALUATION 6,565,156,140

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	5,137,725	5,137,725
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	13,274,482	13,274,482
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	13,274,482	13,274,482
6. Remaining property taxes to be collected present year	7,954,022	7,954,022
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	387,173	387,173
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	8,341,195	8,341,195
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	204,438	204,438
10. Total budget estimate for January 1 to December 31 of incoming year	15,605,447	15,605,447
11. Miscellaneous revenue for January 1 to December 31 of incoming year	976,919	976,919
12. Property tax to be raised from January 1 to December 31 of incoming year	14,530,032	14,893,283

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	105,942	469,193
14. Estimated December 31 cash balance, of incoming year	105,942	469,193
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.2345	0.2345
Proposed tax rate for incoming year	0.2179	0.2179

(b)(4) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
FLOOD CONTROL DISTRICT SINKING FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	1,018,222	1,018,222
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	3,033,541	3,033,541
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	3,033,541	3,033,541
6. Remaining property taxes to be collected present year	1,824,091	1,824,091
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	201,575	201,575
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	2,025,666	2,025,666
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	10,347	10,347
10. Total budget estimate for January 1 to December 31 of incoming year	3,894,460	3,894,460
11. Miscellaneous revenue for January 1 to December 31 of incoming year	434,669	434,669
12. Property tax to be raised from January 1 to December 31 of incoming year	3,586,077	3,675,728
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	136,633	226,284
14. Estimated December 31 cash balance, of incoming year	136,633	226,284
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0493	0.0493
Proposed tax rate for incoming year	0.0493	0.0493

(b)(5) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION $7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	2,749,738	2,749,738
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	6,422,014	6,422,014
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	6,422,014	6,422,014
6. Remaining property taxes to be collected present year	3,348,484	3,348,484
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	380,853	380,853
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	3,729,337	3,729,337
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	57,061	57,061
10. Total budget estimate for January 1 to December 31 of incoming year	6,862,393	6,862,393
11. Miscellaneous revenue for January 1 to December 31 of incoming year	745,918	745,918
12. Property tax to be raised from January 1 to December 31 of incoming year	6,168,343	6,322,551
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	108,929	263,137
14. Estimated December 31 cash balance, of incoming year	108,929	263,137
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0905	0.0905
Proposed tax rate for incoming year	0.0848	0.0848

(b)(6) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
WHEEL TAX REVENUE BOND SINKING FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	-0-	-0-
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended		

3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)		
6. Remaining property taxes to be collected present year		
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year		
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)		
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	-0-	-0-
10. Total budget estimate for January 1 to December 31 of incoming year	4,706,426	4,706,426
11. Miscellaneous revenue for January 1 to December 31 of incoming year	4,756,426	4,756,426
12. Property tax to be raised from January 1 to December 31 of incoming year		
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	50,000	50,000
14. Estimated December 31 cash balance, of incoming year	50,000	50,000
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	N/A	N/A
Proposed tax rate for incoming year	N/A	N/A

(b)(7) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN PARK DISTRICT SINKING FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	907,407	907,407
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,956,765	1,956,765
3. Additional appropriations necessary to be made July 1 to December 31 of present year		
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	1,956,765	1,956,765
6. Remaining property taxes to be collected present year	887,674	887,674
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	265,985	265,985
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,153,659	1,153,659

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	104,301	104,301
10. Total budget estimate for January 1 to December 31 of incoming year	1,981,036	1,981,036
11. Miscellaneous revenue for January 1 to December 31 of incoming year	246,166	246,166
12. Property tax to be raised from January 1 to December 31 of incoming year	1,673,017	1,714,843
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	42,448	84,274
14. Estimated December 31 cash balance, of incoming year	42,448	84,274
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	0.0257	0.0257
Proposed tax rate for incoming year	0.0230	0.0230

Section 3.02. Estimates of Funds to be Raised and Proposed Tax Rates for Marion County Government.

The appropriations shall be financed from the revenues allocated in Section 2.02 and with the balances and receipts from property taxes calculated as shown in the following tables:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY GENERAL FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	3,790,923	3,790,923
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	67,429,939	67,429,939
3. Additional appropriations necessary to be made July 1 to December 31 of present year	1,227,824	1,597,824
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	68,657,763	69,027,763
6. Remaining property taxes to be collected present year	33,311,685	33,311,685
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	35,373,429	36,188,429
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	68,685,114	69,500,114
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	3,818,274	4,263,274
10. Total budget estimate for January 1 to December 31 of incoming year	130,095,144	131,854,407
11. Miscellaneous revenue for January 1 to December 31 of incoming year	66,007,420	66,027,420

12. Property tax to be raised from January 1 to December 31 of incoming year	65,647,750	68,131,453
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	5,378,300	6,567,740
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.9003	.9003
Proposed tax rate for incoming year	.9025	.9138

(b) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
PROPERTY REASSESSMENT FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	3,259,904	3,259,904
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	2,324,961	2,324,961
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	2,324,961	2,324,961
6. Remaining property taxes to be collected present year	732,596	732,596
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	60,932	60,932
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	793,528	793,528
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	1,728,471	1,728,471
10. Total budget estimate for January 1 to December 31 of incoming year	1,821,697	1,987,940
11. Miscellaneous revenue for January 1 to December 31 of incoming year	192,728	192,728
12. Property tax to be raised from January 1 to December 31 of incoming year	1,396,606	1,431,521
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,496,108	1,364,780
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0198	.0198
Proposed tax rate for incoming year	.0192	.0192

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SURVEYOR'S CORNER PERPETUATION FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	44,646	44,646
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	29,620	29,620
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	29,620	29,620
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	19,922	19,922
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	19,922	19,922
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	34,948	34,948
10. Total budget estimate for January 1 to December 31 of incoming year	27,039	27,397
11. Miscellaneous revenue for January 1 to December 31 of incoming year	29,500	29,500
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	37,409	37,051
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPQSED TAX RATES
SUPPLEMENTAL ADULT PROBATION FEES FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	364,414	364,414
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	790,912	790,912

3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	790,912	790,912
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	694,055	694,055
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	694,055	694,055
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	267,557	267,557
10. Total budget estimate for January 1 to December 31 of incoming year	1,413,902	1,430,752
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,340,000	1,340,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	193,655	176,805
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(e) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
JUVENILE PROBATION FEES FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	74,115	74,115
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	53,180	53,180
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	53,180	53,180
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	34,601	34,601
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	34,601	34,601

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	55,536	55,536
10. Total budget estimate for January 1 to December 31 of incoming year	99,643	100,035
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,000	60,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	15,893	15,501
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
GUARDIAN AD LITEM FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	25,436	25,436
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	35,448	35,448
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	35,448	35,448
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	10,442	10,442
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	10,442	10,442
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	430	430
10. Total budget estimate for January 1 to December 31 of incoming year	60,300	60,300
11. Miscellaneous revenue for January 1 to December 31 of incoming year	60,300	60,300
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-

13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	430	430
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(g) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY USER FEE (DIVERSION) FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	705,701	705,701
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	941,474	941,474
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	941,474	941,474
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	515,754	515,754
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	515,754	515,754
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	279,981	279,981
10. Total budget estimate for January 1 to December 31 of incoming year	1,106,684	1,117,498
11. Miscellaneous revenue for January 1 to December 31 of incoming year	848,000	848,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	21,297	10,483
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(h) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
ALCOHOL AND DRUG SERVICES FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	147,526	147,526
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	242,640	242,640
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	242,640	242,640
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	147,784	147,784
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	147,784	147,784
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	52,670	52,670
10. Total budget estimate for January 1 to December 31 of incoming year	272,670	272,670
11. Miscellaneous revenue for January 1 to December 31 of incoming year	220,000	220,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(i) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY EXTRADITION FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	125,020	125,020
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	50,111	50,111

3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	50,111	50,111
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	43,500	43,500
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	43,500	43,500
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	118,409	118,409
10. Total budget estimate for January 1 to December 31 of incoming year	100,000	100,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	80,000	80,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	98,409	98,409
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(j) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
LAW ENFORCEMENT FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	2,927,928	2,927,928
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	876,503	876,503
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	876,503	876,503
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	428,882	428,882
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	428,882	428,882

9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,480,307	2,480,307
10. Total budget estimate for January 1 to December 31 of incoming year	2,080,406	2,085,774
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,070,000	1,070,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	1,469,901	1,464,533
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(k) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
STATE AND FEDERAL GRANTS FUND
(This budget makes no appropriations from this fund.)

(l) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY CORRECTIONS FUND
(This budget makes no appropriations from this fund.)

(m) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COMMUNITY CORRECTIONS HOME DETENTION FUND
(This budget makes no appropriations from this fund.)

(n) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY GRANTS FUND
(This budget makes no appropriations from this fund.)

(o) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	435,587	435,587
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,983,911	1,983,911
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-

5. Total expenditures for current year (add lines 2-4)	1,983,911	1,983,911
6. Remaining property taxes to be collected present year	3,699,982	3,699,982
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	310,440	310,440
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	4,010,422	4,010,422
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,462,098	2,462,098
10. Total budget estimate for January 1 to December 31 of incoming year	3,819,000	3,819,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	735,997	735,997
12. Property tax to be raised from January 1 to December 31 of incoming year	7,273,989	7,455,839
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	6,653,084	6,834,934
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1000	.1000
Proposed tax rate for incoming year	.1000	.1000

(p) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
MARION COUNTY BOND SINKING FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	(55,360)	(55,360)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	-0-	-0-
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	-0-	-0-
6. Remaining property taxes to be collected present year	59,200	59,200
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	3,001	3,001
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	62,201	62,201
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	6,841	6,841

10. Total budget estimate for January 1 to December 31 of incoming year	-0-	-0-
11. Miscellaneous revenue for January 1 to December 31 of incoming year	-0-	-0-
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	6,841	6,841
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(q) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
SUPPLEMENTAL PUBLIC DEFENDER FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	(145,118)	(145,118)
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	181,903	181,903
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	181,903	181,903
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	327,021	327,021
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	327,021	327,021
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	-0-	-0-
10. Total budget estimate for January 1 to December 31 of incoming year	360,560	360,560
11. Miscellaneous revenue for January 1 to December 31 of incoming year	360,560	360,560
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		

14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

(r) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY RECORDER'S PERPETUATION FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	209,967	209,967
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	75,367	75,367
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	75,367	75,367
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	98,095	98,095
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	98,095	98,095
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	232,695	232,695
10. Total budget estimate for January 1 to December 31 of incoming year	159,848	159,848
11. Miscellaneous revenue for January 1 to December 31 of incoming year	155,000	155,000
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	227,847	227,847
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

ARTICLE FOUR
MISCELLANEOUS APPROPRIATIONS AND ALLOCATIONS

Section 4.01. State, Local and Federal Grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulations in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

Section 4.02. Appropriations for Certain Allocated Expenses.

As part of the appropriations authorized for the various offices by Section 1.02 and included under "3. Other Services and Charges" are amounts allocated for payment of City-County Building rent, jail rent, telephone services and information services agency charges. The building rent, information services agency and telephone charges cannot be transferred without City-County Council approval. In total there is appropriated:

(1)	City-County Building Rent	3,637,758
(2)	Jail Rent	3,558,250
(3)	Telephone Services	2,523,411
(4)	Information Services Agency Charge	4,939,540

The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office.

Section 4.03. Allocation of County Option Income Tax Revenues.

Pursuant to IC 6-3.5-6-19 (d), the City-County Council may determine the distribution to be made of the revenue received by the City of Indianapolis and County of Marion as a single taxing unit from the County Option Income Tax. The City-County Council hereby determines that from the certified distribution of Eighty-six Million Four Hundred Eighty-four Thousand Dollars ($86,484,000) after the County Auditor deposits Two Million Dollars ($2,000,000) in the Metropolitan Emergency Communications Fund, retains the homestead credit distribution of Ten Million, Four Hundred Seventy-one Thousand Four Hundred Twenty-three ($10,471,423) and distributes the shares of other units entitled to distributions, the balance for the Consolidated City and County of Sixty-three Million Six Hundred Twenty-one Thousand Three Hundred Fifty-eight Dollars ($63,621,358) are hereby allocated and shall be distributed by the County Auditor and City Controller as follows:

(1) To the County General Fund, the sum of $21,207,120;
(2) To the Consolidated County Fund, the sum of $295,801;
(3) To the Police Special Service District Fund, the sum of $23,480,000;
(4) To the Fire Special Service District Fund, the sum of $10,275,000;
(5) To the DMD General Fund, the sum of $200,000;
(6) To the Housing Authority Fund, the sum of $250,000;
(7) To the Youth and Family Services Fund the sum of $150,000;
(8) To the Police Pension Fund the sum of $4,115,000; and
(9) To the Fire Pension Fund the sum of $3,635,000.

Section 4.04. Assistance to Division of Housing and Parks and Recreation Department.

Pursuant to IC 36-7-19, the City-County Council authorizes aid to the Division of Housing in the Department of Metropolitan Development by exempting it from sewer user charges and fees and from solid waste collection charges and fees and to the Department of Parks and Recreation by exempting it from sewer user charges and fees.

Section 4.05. Authorization of Dues and Memberships.

In accordance with Sec. 2-412 of the Code of Indianapolis and Marion County, the respective officials are authorized to pay dues in the following associations to the extent of available appropriations therefore:

ADMINISTRATION

American Gas Association
American Institute of Certified Public Accountants
American Management Association
American Production and Inventory Control Society, Inc.
American Society for Training and Development
American Society of Personnel Administration
American Society of Safety Engineers
American Society for Quality Control
Associated Public-Safety Communications Officers, Inc.
Association for Information Image Management
Association for Quality & Participation
Central Indiana Wang Users Association
Central Indiana American Society for Training and Development
Equipment Maintenance Council
Government Finance Officers Association
Hoosier Minority Chamber of Commerce
Indiana Municipal Lawyers Association
Indiana Government Finance Officers Association
Indiana Affirmative Action Association
Indiana Notary Association
Indiana Historical Society
Indiana CPA Society
Indiana Telecommunications Users Association
Indiana Association of Cities & Towns
Indiana Regional Minority Supplier Development Council
Institute of Internal Auditors
International Institute of Municipal Clerks
International Personnel Management Association
International Association of Official Human Rights Agencies
Local & State Consortium of Civil Rights
Motorola Trunked Users Group
National Institute Municipal Law Officers
National Safety Council
National Academy of Cable Programming
National Association of Counties
National League of Cities
National Federation of Local Cable Programmers
National Emergency Number Association
National Society for Quality Control
National Institute of Government Purchasing
National Association of Telecommunication Officers and Advisors
National Association of Fleet Administration
Partners for Livable Places
Public Technology, Inc.
Public Risk and Insurance Management Association
Society of American Archivists
U.S. Conference of Mayors Employment and Training Council
U.S. Conference of Mayors
Urban League

METROPOLITAN DEVELOPMENT
- American Planning Association
- Apartment Association of Indiana
- Association for Preservation Technology
- Association of Major City Building Officials
- Building Officials for Code Administration
- Chamber of Commerce
- Council of Large Public Housing Authorities
- Indiana Housing Coalition
- Indiana Neighborhood Coalition
- Historic Landmarks
- Housing Authority Accounts Group
- Homeless Network of Indianapolis
- Indiana Association for Community Economic Development
- Indiana Association of Electrical Inspectors
- Indiana Chapter, National Association of Housing & Redevelopment Officials
- Indiana Historic Society
- Indiana Planning Association
- Indianapolis Chamber of Commerce
- Institute of Real Estate Management
- International City Management Association
- International Conference of Building Officials
- International Right of Way Association
- Metropolitan Indianapolis Board of Realtors
- National Association of Housing & Redevelopment Officials
- National Association of Housing & Urban Development Officials
- National Center for Preservation Law
- National Community Development Association
- National Conference of States on Building Codes / Standards
- National Fire Protection Association
- National Trust Historic Preservation
- Public Housing Directors' Association
- State Community Development Association
- Urban and Regional Information System Association
- Urban Land Institute

DEPARTMENT OF TRANSPORTATION
- AM/FM International
- American Association of Construction Engineers
- American Concrete Institute
- American Planning Association
- American Society for Training and Development, Inc. (Central Indiana)
- American Society of Civil Engineers
- Appraisal Institute
- Association for Commuter Transportation
- Central Indiana / American Society for Training and Development
- Construction Specifications Institute
- Indiana Association of County Engineers
- Indiana County Highway Supervisors Association
- Institute of Transportation Engineers
- Institutional and municipal Parking Congress
- International Association of Synercom Users
- International Right of Way Association
- Metropolitan Indianapolis Board of Realtors
- Synercom Midwest User Group
- Transportation Research Board
- Urban Regional Information System Association

PARKS AND RECREATION
- Amateur Boxing Federation
- Amateur Hockey Association
- Amateur Softball Association

American Academy for Park and Recreation Administration
American Association of Botanical Gardens and Arboretums
American Forestry Association
American Horticultural Society
American Society of Arborists
Association of Performing Arts Presenters
Bicycle Racing Indiana/Kentucky
Central Indiana Association of Volunteer Administrators
Central Indiana Bicycle Association
Central Indiana Netware Users Group
Chamber of Commerce of Indianapolis
Garden Writers Association of America
Ice Skating Institute of America
Indiana Arborist Association
Indiana Association of Event Professionals
Indiana Association of Nurserymen
Indiana Parks and Recreation Association
Indiana Swimming Association
Indiana Urban Forestry Council
Institute of Internal Auditors
Integrated Pest Management
National Association of Interpreters
National Golf Foundation
National Bicycle League
National Institute for Urban Wildlife
National Institute of Parks & Grounds
National Land Trust Alliance
National Recreation and Park Association
National Wildflower Research Center
National Youth Sports Coaches Association
Ohio Florist Association
Pro-AM National Basketball Association
Public Relations Society of America
Professional Plant Growers Association
River Network
Rails-to-Trails Conservancy
United States Cycling Federation
United States Canoe/Kayak Team
United States Rowing Association
United States Soccer Federation
United States Golf Association
United States National Senior Sports Organization
United States Tennis Association
United States Volleyball Association
Urban Park and Recreation Alliance
USA Track and Field

PUBLIC SAFETY

Airborne Law Enforcement Association
American Polygraph Association
Association for Fitness in Business
Association Public Safety Communications Officers
Central Weights and Measures Association
Divers Alert Network
Domestic Violence Network
Fire Department Safety Officer's Association
Fire Industry Equipment Research Organization
Idea Today for Fitness Trainer
Indiana Association of Chiefs of Police, Inc.
Indiana Association of Inspectors of Weights and Measures
Indiana Association of Fire Service
Indiana Coalition Against Sexual Assault
Indiana Fire Chiefs' Association

Indiana Fire Instruction Association
Indiana Fire Safety Association
Indiana Polygraph Association
Indiana Victim assistance Network
Instrument Society of America
International Association of Chiefs of Police
International Association of Dive Rescue Specialist, Inc.
International Association of Fire Chiefs
International Society of Fire Service Instructors
Law enforcement Intelligence Unit
Major Cities Chiefs
Marion County Fire Prevention & Arson Association
Marion County Fire Chiefs' Association
National Association of Bunco Investigations
National Association of Fleet Administrators
National Association of Search and Rescue
National Conference on Weights and Measures
National Executive Institute Association
National Fire Protection Association
National Organization for Victim Assistance
National Safety Council
Police Executive Research Forum
Professionals Against Confidence Crime
Society of Fire Protection Engineers
Society of National Fire Academy Instructors

PUBLIC WORKS
AM/FM International
American Chemical Society
American Concrete Institute
American Geophysical Union
American Management Association
American Public Works Association
American Society of Civil Engineers
American Water Works Association
Association of Metropolitan Sewerage Agencies
Association of State Wetlands
Coalition of Resource Recovery and the Environment
Combined Sewer Overflow Partnership
Cryogenic Society of America
Indiana Society of Hazardous Materials Managers
Indiana Water Resources Association
Institute of Hazardous Materials Management
Instrument Society of America
Instrumentation Testing Association
International Association of Synercom Users
International Erosion Control Association
International Ozone Institute
International Right of Way Association
Metropolitan Indianapolis Board of Realtors
Municipal Waste Management Association
National Association of Flood and Stormwater management Agencies
National Association of Sewer Service Companies
National Association of Fleet Administrators
National Environmental Training Association
National Fire Protection Association
National Safety Council
National Society of Professional Engineers
National Water Well Association
Refrigeration Service Engineers Society
Urban and Regional Information Systems Association
Water & Wastewater Instrumentation Testing Association

Water Environment Federation (Financial Management)
Water Environment Federation

COUNTY ADMINISTRATIVE OFFICES
Indiana Association of County Commissioners
Association of Indiana Counties, Inc.

COUNTY AUDITOR
American Institute of Certified Public Accountants
American Correctional Association
American Management Association
Government Finance Officers' Association
Indiana Auditors' Association
Indiana Certified Public Accountants Society
Indiana Correctional Association
Indiana Government Finance Officers' Association
Indiana Sheriff's Association
National Association of Counties
State and Local Government Benefits Association
Society for Human Resource Management

COUNTY TREASURER
Association of Indiana Counties
Central Indiana Cash Management Association
Government Finance Officers Association
Indiana Association of County Treasurer
Indiana Government Finance Officers Association
Municipal Treasurers' Association
National Associations of County Treasurers and Finance Officers

CLERK OF CIRCUIT COURT
Association of Indiana Clerks of Circuit Court
Indiana Association of Clerk of Courts
International Association of Clerks, Recorders,
Elected Officials, Treasurers

COUNTY RECORDER
Indiana Recorders' Association
National Association of County Clerks and Recorders

COUNTY EXTENSION SERVICE
Indiana Extension Agents' Association
National Association of County Agricultural Agents
National Association of Extension Home Economists
National Association of Extension 4-H Agents

COUNTY SURVEYOR
American Congress on Surveying and Mapping
AM/FM International
Central Indiana Chapter of ISPLS
County Surveyors' Association
International Right-of-Way Association
National Association of County Surveyors
Professional Engineers and Land Surveyors
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Society of Professional Land Surveyors
Urisa

COUNTY SHERIFF
American Correctional Association
American Polygraph Association
Associated Public Safety Communications Officers, Inc.
Community Service Council

Government Finance Officers Association
Indiana Association of Chiefs of Police
Indiana Correctional Association
Indiana Polygraph Association
Indiana Sheriffs' Association
Indiana State Board of Health
Indianapolis Chamber of Commerce
International AFIS Users Association (NEC)
International Arson Association
International Association of Bomb Investigators
International Association of Identification Officer
International Chief's of Police
International Narcotics Enforcement Association
International Television Association
Internet, Inc.
Law Enforcement Intelligence Unit
Magoclen Intelligence Association
Midwest Gang Investigator's Association
National Bunko Investigator's Association
National Rifle Association (The)
National Sheriffs' Association
Personnel Association of Indianapolis
Professional Photographers' Association

COUNTY CORONER
American Academy of Forensic Sciences, Inc.
Indiana Coroners' Association
International Association of Coroners and Medical Examiners
International Reference Organization in Forensic Medicine (INFORM)
National Association of Chiefs of Police
National Association of Indiana Counties

COUNTY PROSECUTOR
Association of Government Attorneys in Capital Litigation
Association of Indiana Prosecuting Attorneys
Community Service Council
Domestic Violence Network
Eastern Regional Interstate Child Support Association (ERICSA)
Indianapolis Bar Association
International Association of Chiefs of Police
Marion County Council on Adolescent Pregnancy
National Association of Chiefs of Police
National Child Support Enforcement Association
National Council on Crime & Delinquency
National District Attorneys' Association

MARION COUNTY COMMUNITY CORRECTIONS AGENCY
Indiana Association of Community Corrections Act Counties (IACCAC)

ASSESSORS
AM/FM International
American Society of Surveyors and Mappers
Association of Indiana Counties
Central Indiana Autocad Users Alliance
Generation 5 Users Group (National)
GEO/SQL Users Group - Midwest Region
IN-KY-OH Chapter, Automated Mapping and Facility Management
Indiana Assessors' Association
Indiana County Assessors' Association
International Association of Assessing Officials
National Association of Counties
National Association of Independent Fee Appraisers

North Central Regional Association of Assessing Officers
Urban and Regional Information Systems Association

PUBLIC WELFARE
American Public Welfare Association
Child Abuse and Neglect Council of Marion County
Family Support Center
Indiana State Association of County Welfare Directors
National Center for the Prevention of Child Abuse - Indiana Chapter
National Welfare Fraud Association

INFORMATION SERVICES AGENCY
Amdahl Users Group
American Management Association
American Society for Training and Development
Association for Information and Image Management
CICS User Group
Central Indiana Educators in Data Processing
Computer Operations Management Association
Data Processing Management Association
Electronic Mail Association
Ernest & Young Management Forum on Information Technology
FAMIS User Group
Government Management Information Systems
Government Technology Association
Group I User's Group
Indiana Assessor's Association, Inc.
Indiana Help Desk
Indiana Telecommunications User Association
Indiana/Kentucky Datacom User Group
Indianapolis Computer Society
Indianapolis Personal Computer Users' Group
Indianapolis Training Consortium
Information Center Users' Association
Infopac Users Group
National Alliance of Business
National Systems Programmers' Association in Data Processing
Public Technology, Inc.
Seven Midwest User Group
Society for Information Management
TOSS User Group

JUDICIARY
American Bar Association
American Court Alcohol and Drug Coalition
American Judges Association
American Judicature Society
American Management Association
American Trial Lawyers' Association
Association of Family and Conciliation Courts
Court Alcohol & Drug Coalition
Indiana Correctional Association
Indiana Council of Juvenile and Family Court Judges
Indiana Court Coalition of Alcohol and Drug Services
Indiana Judges' Association
Indiana State Bar Association
Indiana Supreme Court Disciplinary Commission
Indiana Trial Lawyers' Association
Indianapolis Bar Association
Indianapolis Substance Abuse Forum
Institute for Court Management
International Association of Family Law
National Association for Court Management

National Association of Pretrial Services Agencies
National Association for Victims' Assistance
National Association of Women Judges
National Bar Association
National Council of Juvenile and Family Court Judges
National CASA Association
National College of Probate Judges
National Criminal Justice Association
National Institute for Trial Advocacy
National Legal Aid and Defenders' Association
National Reciprocal and Family Support Enforcement Association

PROBATION
American Correctional Association
American Probational and Parole Association
Indiana Correctional Association
Indiana Counseling Association on Alcohol and Drug Abuse
National Association of Community Service Sentencing
National Council on Crime and Delinquency
Probation Officers Professional Association of Indiana, Inc.

LAW LIBRARY
American Association of Law Libraries
Central Indiana Area Library Services Authority
Ohio Regional Association of Law Libraries

DOMESTIC RELATIONS
Academy of Family Mediators
Association of Family & Conciliation Courts
Domestic Violence Network
Mediation Association of Indiana
National Association of Social Workers
National Council on Family Relations

JUVENILE CENTER
American Correctional Association
American Correctional Training
American Probation and Parole Association
Child Abuse and Neglect Council
Correctional Accreditation Managers Association
Indiana Council of Juvenile and Family Court Judges
Institute for Court Management
Marion County Juvenile Delinquency Prevention Council
National Association of Social Work
National Council on Crime and Delinquency
National Criminal Justice Association
National Juvenile Detention Association
P.A.C.E.

HEALTHCARE CENTER
American College of Healthcare Administrators
American Health Information Management Association
American Medical Records Association
American Society of Health Facility Administrators
Health Professions Service Bureau
Healthcare Financial Management Association
Indiana Association of Homes for the Aging
Indiana Association of Quality Assurance
Indiana State Nurses' Association
National Association for the Exchange of Industrial Resources
National Association of Social Workers

FORENSIC SERVICES AGENCY
American Academy of Forensic Sciences (AAFS)
American Association of Blood Banks (AABB)
American Society of Crime Laboratory Directors (ASCLD)
Association of Firearms & Toolmark Examiners (AFTE)
British Forensic Science Society
California Association of Criminalists (CAC)
Canadian Society of Forensic Sciences (CSFS)
Electrophoresis Society
Forensic Genetics Association
International Association of Identification (IAI)
International Cartridge Collectors' Association (ICCA)
Mid-Atlantic Association of Forensic Science (MAAFS)
Midwestern Association of Forensic Sciences (MAFS)
National Automatic Pistol Collectors' Association
National Rifle Association (NRA)
Northeastern Association of Forensic Scientists (NEAFS)
Northwestern Association of Forensic Scientists (NWAFS)
Southern Association of Forensic Scientists (SAFS)
Southwestern Association of Forensic Scientists (SWAFS)

ARTICLE FIVE
COMPENSATION OF OFFICERS AND EMPLOYEES

Section 5.01. Elected Officers.

Pursuant to IC 36-3-6-2, the annual compensation of elected officers of the consolidated city and county are fixed for the calendar year 1994 and thereafter, as follows:

(a) Mayor. Effective January 1, 1994, the compensation for the mayor of Indianapolis as an annual salary for the calendar year 1994 and thereafter until modified, shall be Eighty-Three Thousand, Two Hundred Eleven Dollars ($83,211) and a deferred compensation plan funded by contributions equalling Seven Thousand, Five Hundred Dollars ($7,500) which amounts for each year shall be in addition to the use of an automobile, an account for expenses incurred in the performance of the duties of office, and participation in other employee benefits on the same basis as other city employees.

(b) Elected County Officers. Effective January 1, 1994 the annual compensation of the elected county officers for the calendar year 1994 and thereafter until modified shall be as follows:

(1) County Assessor	51,484
(2) County Auditor	55,867
(3) County Clerk	55,867
(4) County Coroner	30,741
(5) County Prosecutor	13,209
(6) County Sheriff	28,250
(7) County Recorder	48,454
(8) County Surveyor	46,124
(9) County Treasurer	55,867
(10) Center Township Assessor	49,324
(11) Decatur Township Assessor	38,390
(12) Franklin Township Assessor	38,390
(13) Lawrence Township Assessor	43,068
(14) Perry Township Assessor	43,068
(15) Pike Township Assessor	43,068
(16) Warren Township Assessor	47,854
(17) Washington Township Assessor	47,854
(18) Wayne Township Assessor	47,854

The county prosecutor receives Sixty One Thousand Seven Hundred Forty Dollars ($61,740) from the state (IC 33-14-7-5). The county contribution for Circuit, Superior, and Municipal Court Judges shall be Twenty Three Thousand Six Hundred Eighty Four Dollars ($23,684), consisting of Ten Thousand Four Hundred Seventy Five Dollars ($10,475) required by IC 33-13-12-7 and an additional Thirteen Thousand Two Hundred Nine Dollars ($13,209).

The salary fixed for the County Sheriff shall be increased to $88,250 per annum if the sheriff has entered into a salary contract pursuant to either applicable ordinance or IC 36-2-13-2.5.

All elected county officers shall be entitled to participate in other employee benefits on the same basis as other county employees.

(c) City-County Council. Effective January 1, 1994, the annual compensation of members of the City-County Council for the calendar year 1994 and thereafter until modified shall be as follows:

(1) Each member of the city-county council shall receive an annual salary in an amount equal to twelve (12) percent of the annual salary of the mayor as fixed in subsection (a).
(2) Each member of the city-county council shall receive, in addition to the annual salary, a per diem allowance of One Hundred Twelve Dollars ($112) for each regular council meeting attended, not to exceed twenty-one (21) in any calendar year, attendance to be determined solely on the basis of the roll call taken at the opening of each regular meeting.
(3) Each member of the city-county council, in addition to the annual salary and per diem for council meetings, shall receive a per diem of Sixty-two Dollars ($62) for attendance at each meeting of a committee of which he is a member, not to exceed forty (40) meetings in any calendar year. The council may authorize the per diem fee to be paid to a member representing the council on a specific council assignment.
(4) In addition to the annual salary and per diem fees, the officers of the council shall receive the following additional compensation:

a. The president shall be paid an additional annual compensation of One Thousand Nine Hundred Eighty-two Dollars ($1,982);
b. The vice president, majority leader and minority leader shall be paid an additional annual compensation of One Thousand Three Hundred Twenty Dollars ($1,320); and
c. The chairman of each standing committee for the president of each special service district council shall be paid an additional annual compensation of Seven Hundred Ninety-seven Dollars ($797).
d. The chairman of each special committee shall be paid an additional monthly compensation of Sixty-six Dollars ($66) for each calendar month during which the committee meets.

No member shall be entitled to but one additional compensation as provided in this paragraph (4). The right to each such additional compensation shall be established by the council rules and resolutions providing for the organization of the council or the establishment of the special committee.

(d) Members of the City-County Council, as part-time employees, may participate in employee benefit programs on the same basis as other elected and part-time employees of the City of Indianapolis.

Section 5.02. Annual Compensation of Employees of the Consolidated City and County.

(a) Pursuant to IC 36-3-6-3, the City-County Council fixes the annual compensation for the calendar year 1994 for all appointed officers, deputies and employees under its jurisdiction, as set forth in this section.

(b) The Annual Compensation for 1994 for all appointed officers, deputies and employees of the Consolidated City, except those of a special services district, is hereby fixed for all classified personnel as follows:

(1) as set forth in the schedule in the Mayor's Executive Order No. 2, 1993, or

(2) for hourly employees in a bargaining unit shall be paid in accordance with the terms of the Master Agreement as approved by the Mayor.

Such compensation shall not be increased without approval of the Council or in accordance with such wage and salary classification ordinance as may from time to time be adopted for city-county employees. For employees of the City-County Council, the President of the City-County Council shall classify all employees of the Council pursuant to the pertinent rules and regulations of the Council and establish their rates of compensation.

(c) For all appointed officers, deputies and employees, whose compensation is payable from the County General Fund or any other fund from which the County auditor issues warrants for compensation, are hereby

fixed in accordance with schedules of compensation adopted pursuant to Article VI of Chapter 23 of the Code of Indianapolis and Marion County provided; however, that this subsection shall not affect the salaries of judges, officers of courts, prosecuting attorneys and deputy prosecuting attorneys whose minimum salaries are fixed by statute.

(d) The respective amounts set forth in Sections 1.01 and 1.02 of this ordinance for personal services are hereby appropriated and include all salaries, wages, compensation and fringe benefits associated therewith. No person whose compensation is subject to the jurisdiction of the Council shall be paid in excess of the amounts scheduled for such position pursuant to subsections (b) or (c) of this section without action by this Council.

(e) The scheduled annual salaries shall be paid on the basis of forty hours per week for hourly paid employees. Employees classified as "exempt" for purposes of the Federal Fair Labor Standards Act shall be salaried and such salaries paid on an annualized basis, and shall be required to regularly work a forty-hour (40) week, except for certain county offices which normally work only thirty-seven and one-half (37) hours per week in which case the salary scheduled shall be reduced by 1/16 of the scheduled compensation.

Section 5.03. No Vested Rights Created.

The respective amounts specified for "Personal Services" in Sections 1.01 and 2.01 are appropriated subject to this section. No officer or employee, except elected officers whose salaries are stated in Section 4.01, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

Section 5.04. Enforcement.

Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this article or Sections 1.01 or 1.02, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

ARTICLE SIX
SUMMARIES OF APPROPRIATIONS AND TAX LEVIES

Section 6.01. Summary of Consolidated City Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund/Department	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Consolidated County	40,183,047	28,142,826	11,959,165	7,455,838,616	.1604
Air Pollution	1,852,759	1,852,668	0	7,455,838,616	0
Community Services	11,159,111	13,959,111	0	6,981,454,795	0
Youth and Family Services	13,834,146	13,834,146	0	6,981,454,795	0
Redevelopment General	12,898,515	12,264,161	488,702	6,981,454,795	.0070
Metropolitan Development General	9,663,045	9,365,139	0	7,455,838,616	0
Indianapolis Housing Authority	20,456,146	20,716,137	0	6,981,454,795	0
Sanitation General	43,479,706	36,434,185	0	6,834,916,463	0
Solid Waste Disposal	24,386,549	24,410,590	0	6,992,572,634	0
Flood Control General	1,347,109	(669,921)	1,886,327	7,455,838,616	.0253
Transportation General	15,591,628	14,860,701	0	7,455,838,616	0
Arterial Roads and Streets	7,648,700	8,360,371	0	7,455,838,616	0
Parking Meter	2,677,310	3,030,000	0	6,981,454,795	0
Historic Preservation	240,269	180,560	0	7,455,838,616	0

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund/Department	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
Park General/Golf	2,074,051	2,084,450	0	7,455,838,616	0
City Cumulative Capital Development	12,650,000	2,308,930	10,472,182	6,981,454,795	.1500
Consolidated County Cumulative Capital Development	4,300,000	4,154,993	0	7,455,838,616	0
City General Sinking	1,616,912	196,989	1,466,106	6,981,454,795	.0210
Redevelopment General Sinking	394,369	60,121	356,054	6,981,454,795	.0051
Sanitary District Sinking	15,605,447	976,919	14,893,283	6,834,916,463	.2179
Flood Control District Sinking	3,894,460	434,669	3,675,728	7,455,838,616	.0493
Metro Thoroughfare District Sinking	6,862,393	745,918	6,322,551	7,455,838,616	.0848
Park District Sinking	1,981,036	246,166	1,714,843	7,455,838,616	.0230
Wheel Tax Revenue Sinking	4,706,426	4,756,426	0	7,455,838,616	0
Sanitation Pilot Reserve	0	6,000,000	0	6,834,916,463	0
IMAGES Special Revenue	421,500	421,500	0	7,455,838,616	0
Maintenance Operations General	25,515,931	25,515,931	0	7,455,838,616	0
Park General	19,475,199	5,723,076	12,846,410	7,455,838,616	.1723
TOTAL	304,914,264	240,366,764	64,469,612	197,699,941,175	.9161

ARTICLE SIX
SUMMARIES OF APPROPRIATIONS AND TAX LEVIES

Section 6.02. Summary of County Appropriations and Tax Levies.

SUMMARIES OF APPROPRIATIONS, MISCELLANEOUS REVENUE, TAX LEVIES, NET ASSESSED VALUE AND TAX RATE					
Fund/Department	Approp.	Misc. Revenue	Tax Levy	Net Ass. Value	Tax Rate
County General	131,854,407	66,027,420	68,131,453	7,455,838,616	.9138
Property Reassessment	1,987,940	192,728	1,431,521	7,455,838,616	.0192
Surveyor's Corner Perpetuation	27,397	29,500	-0-	7,455,838,616	.0000
Supplemental Adult Probation Fees	1,430,752	1,070,000	-0-	7,455,838,616	.0000
Juvenile Probation Fees	100,035	60,000	-0-	7,455,838,616	.0000
Guardian Ad Litem	60,300	60,300	-0-	7,455,838,616	.0000
County User Fee	1,117,498	848,000	-0-	7,455,838,616	.0000
Alcohol and Drug Services	272,670	220,000	-0-	7,455,838,616	.0000
County Extradition	100,000	60,800	-0-	7,455,838,616	.0000
Law Enforcement	2,085,774	1,070,000	-0-	7,455,838,616	.0000
Marion County Cumulative Capital Dev.	3,819,000	735,997	7,455,839	7,455,838,616	.1000
Marion County Bond Sinking	-0-	-0-	-0-	7,455,838,616	.0000
Supplemental Public Defender	360,560	360,560	-0-	7,455,838,616	.0000
County Recorder's Perpetuation	159,848	155,000	-0-	7,455,838,616	.0000
Total	143,376,181	71,179,505	77,018,813		1.0330

ARTICLE SEVEN
LEVY OF PROPERTY TAXES

Section 7.01. Tax Levies for Consolidated City and Its Special Taxing Districts.

(a) CONSOLIDATED COUNTY FUND. For the use and benefit of the Consolidated County Fund for the county-wide functions of the consolidated city, there is hereby levied and assessed, in the year 1993, collectible in the year 1994, the sum of Sixteen and Four hundredths cents ($.1604) on each one hundred dollars ($100.00) of the assessed valuation of the taxable property of said Marion County, which taxes, when collected, shall be paid into the Consolidated County Fund.

(b) CITY SINKING FUND. For the use and benefit of the City Sinking Fund, there is hereby levied and assessed, in the year 1993, collectible in the year 1994, the sum of Two and Ten hundredths cents ($.0210) on each one hundred dollars ($100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the City Sinking Fund.

(c) INDIANAPOLIS CUMULATIVE CAPITAL DEVELOPMENT FUND. For the use and benefit of the Indianapolis Cumulative Capital Development Fund, there is hereby levied and assessed, in the year 1993, collectible in the year 1994, the sum of Fifteen cents ($.15) on each one hundred dollars ($100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Cumulative Capital Development Fund.

(d) SPECIAL TAXING DISTRICTS' FUNDS. For the use and benefit of the Consolidated City of Indianapolis, there is hereby levied and assessed, in the year 1993, collectible in the year 1994, on the assessed valuation of taxable property of the City of Indianapolis, a consolidated city or in the applicable special taxing

district thereof, as assessed and returned for taxation in said City, all of which levies are duly authorized by specific law, tax rates as follows:

(1) Redevelopment General Fund: Zero and Seventy hundredths cents ($.0070) for the Redevelopment General Fund for each one hundred dollars ($100.00) valuation of such special taxing district, taxable property;
(2) Flood Control General Fund: Two and Fifty Three hundredths cents ($.0253) for the Flood Control General Fund for each one hundred dollars ($100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
(3) Transportation General Fund: Zero cents ($.0000) on each one hundred dollars ($100.00) valuation of the Metropolitan Thoroughfare Special Taxing District property, County Assessed Valuation;
(4) Park General Fund: Seventeen and Twenty Three hundredths cents ($.1723) for the Park General Fund for each one hundred dollars ($100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
(5) Redevelopment District Sinking Fund: Zero and Fifty One hundredths cents ($.0051) for the Redevelopment Sinking Fund on each one hundred dollars ($100.00) valuation of such special taxing district, taxable property;
(6) Sanitary District Sinking Fund: Twenty One and Seventy Nine hundredths cents ($.2179) for the Sanitary District Sinking Fund on each one hundred dollars ($100.00) valuation of such special taxing district;
(7) Flood Control District Sinking Fund: Four and Ninety Three hundredths cents ($.0493) for the Flood Control District Sinking Fund on each one hundred dollars ($100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
(8) Park District Sinking Fund: Two and Thirty hundredths cents ($.0230) for the Park District Sinking Fund on each one hundred dollars ($100.00) valuation of such special taxing district property, County Assessed Valuation;
(9) Metropolitan Thoroughfare Sinking Fund: Eight and Forty Eight hundredths cents ($.0848) for the Metropolitan Thoroughfare Sinking Fund on each one hundred dollars ($100.00) valuation on such special taxing district, taxable property, County Assessed Valuation.

ARTICLE SEVEN
LEVY OF PROPERTY TAXES

Section 7.02. Tax Levies for Marion County Government for 1994.

(a) CONSOLIDATED COUNTY FUND. For the use and benefit of the County General Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of ninety-one and thirty-eight hundredths cents ($.9138) on each one hundred and dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County General Fund in the County Treasury.

(b) MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND. For the use and benefit of the Marion County Cumulative Capital Development Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of ten cents ($.1000) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Marion County Cumulative Capital Development Fund in the County Treasury.

(c) COUNTY BOND SINKING FUND. For the use and benefit of the County Bond Sinking Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of zero hundredths cents ($.0000) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Bond Sinking Fund in the County Treasury.

(d) PROPERTY REASSESSMENT FUND. For the use and benefit of the 1997 Reassessment Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of one and ninety-two hundredths cents ($.0192) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Property Reassessment Fund.

Section 7.03. Tax Levies for Municipal Corporations.

(a) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY FUND. For the use and benefit of the Indianapolis-Marion County Public Library Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of

Speedway, Indiana, as assessed and returned for taxation in said County for the year 1993, collectible in the year 1994, a tax rate of twenty-seven and eighty-four hundredths cents ($.2784) on each one hundred dollars ($100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(b) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY SINKING FUND. For the use and benefit of the Indianapolis-Marion County Public Library Sinking Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 1993, collectible in the year 1994, a tax rate of one and forty-three hundredths cents ($.0143) on each one hundred dollars ($100.00) valuation of such taxable property, which levy is duly authorized by specific law.

(c) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND. For the use and benefit of the Indianapolis Public Transportation Corporation General Fund, there is hereby levied and assessed, in the year 1993, collectible in the year 1994, the sum of nine and forty-five hundredths cents ($.0945) on each one hundred dollars ($100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation General Fund.

(d) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND SINKING FUND. For the use and benefit of the Indianapolis Public Transportation Corporation Bond Sinking Fund, there is hereby levied and assessed, in the year 1993, collectible in the year 1994, the sum of one and seventy-four hundredths cents ($) on each one hundred dollars ($100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation Bond Sinking Fund.

(e) HEALTH AND HOSPITAL FUND. For the use and benefit of the Health and Hospital Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of seventy-eight and twenty-eight hundredths cents ($.7828) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Fund.

(f) HEALTH AND HOSPITAL BOND FUND. For the use and benefit of the Health and Hospital Bond Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of five and thirty-six hundredths cents ($.0536) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Fund.

(g) HEALTH AND HOSPITAL CUMULATIVE BUILDING FUND. For the use and benefit of the Health and Hospital Cumulative Building Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of twenty hundredths cents ($.0020) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Fund.

ARTICLE EIGHT
COLLECTION AND EFFECTIVE DATE

Section 8.01. Collection of Tax Levies.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate. The County Treasurer of such county, ex-officio City Treasurer, is hereby ordered and directed to collect the levies stated in Section 6.01 for the City of Indianapolis, a Consolidated City, and its special taxing districts, and make due report thereof as provided by law.

Section 8.02. Effective Date.

This ordinance shall be in full force and effect beginning January 1, 1994, after passage by the City-County Council, approval by the Mayor, (or passage over his veto), and approval by the County Tax Adjustment Board and State Board of Tax Commissioners as required by law; except that, any part of this ordinance providing for the budget or appropriating money for an office or officer of the county provided for by the Constitution of Indiana or a judicial office or officer shall not be subject to the veto of the Mayor.

PROPOSAL NO. 423, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 423, 1993 on September 16, 1993. The proposal is the annual budget for the Marion County Department of Public Welfare for 1994. The budget submitted by the Welfare Department was for $66 million, but the Committee reduced that amount to $44 million. She stated that the Department of Public Welfare is now known as the Marion County Office of Family and Children. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Ruhmkorff moved, seconded by Councillor Franklin, for adoption.

Councillor Moriarty asked if the shortfall for the Welfare Budget is $22 million. Councillor Ruhmkorff answered in the affirmative. Councillor Moriarty asked what measures have been taken to alleviate the problem that they have had in the past with sending children out-of-state for special care. Councillor Ruhmkorff responded that the State and the County are working together on this problem and she thinks that problem will be solved in the very near future.

Councillor Rhodes asked if this will result in an increase in the tax rate. Robert Wilkes, Chief Financial Analyst, stated that there is approximately a fourteen cent increase that is due primarily to the debt service.

Councillor Jimison asked if this amount would be sufficient to totally fund this agency or will it come back and ask for additional appropriations. Councillor Ruhmkorff replied that the agency will be probably be back to ask for additional appropriations in 1994.

William Lantz, III, Deputy County Auditor, stated that if the Council does not approve of the 1994 welfare budget, then the State Tax Board is allowed to approve the amount that was advertised, which was the original $66 million, not the $44 million that was passed out of committee.

Councillor McClamroch said that if the Council rejects this budget, it would then allow the Department of Welfare to have a budget of $66 million as opposed to $44 million, therefore it does not make sense to vote against the 1994 budget.

Robert G. Elrod said that there are two things that determine what the tax rate actually is: (1) the appropriation and (2) the levy. If the Council rejects the 1994 welfare budget, the State Tax Board has the authority to (1) grant an excess levy since the County has not set a rate, or (2) to approve 1993's appropriation level and tax rate.

Councillor Jimison asked for consent to explain her vote. Consent was given. She said that since she believes the Welfare Department will be back for more money, she did not think her constituents would appreciate her sanctioning this budget.

Councillor Rhodes said he had one more comment and an explanation of his vote. He said this whole cycle, in his opinion, started back in the early 1970's at a trial in Danville where the county employees had sued the county. The county employees said that they should be paid as state employees because they had to pass the state exams. They won. He believes this has completely snowballed to the problem it is today. It is his opinion that county government would have a much better handle on the welfare issue if the county was administering the budget instead of the state.

The President passed the gavel to Councillor West.

The President said that many years ago when this budget was administered by the county the Wall Street Journal ran an article about how Marion County had one of the very best welfare offices at the lowest budget per capita in the country. The County administered that budget. Now the County has nothing to say about how welfare is handled. He said he thinks it is a travesty to send so many young people out of Indiana at several hundred dollars a day. He believes the State realizes now that this is a hardship and unfortunately this hardship is falling the hardest on those who can least afford it.

Councillor West returned the gavel to the President.

Proposal No. 423, 1993, as amended, was adopted on the following roll call vote; viz:

15 YEAS: Beadling, Black, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jones, Ruhmkorff, Schneider, SerVaas, West
14 NAYS: Borst, Boyd, Brents, Golc, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Shambaugh, Short, Smith, Williams

Proposal No. 423, 1993, as amended, was retitled FISCAL ORDINANCE NO. 71, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 1993

A FISCAL ORDINANCE creating the annual budget for the Marion County Office of Family and Children for the fiscal year beginning January 1, 1994 and ending December 31,1994 appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations for the Marion County Office of Family and Children, fixing and establishing the annual rate of taxation and tax levy for the year 1994 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. County Welfare appropriations for 1994.

For expenses of the Marion County Office of Family and Children for the year beginning January 1, 1994 and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Welfare General Fund, Welfare Administration Fund, Welfare Medical Care Assistance to Wards Fund, Hospital Care for the Indigent Fund, and County Children With Special Health Care Needs Fund for the purposes herein specified subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the said calendar year, unless otherwise expressly stipulated and provided by law.

ANNUAL BUDGET
OF THE
MARION COUNTY OFFICE OF FAMILY AND CHILDREN

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
Marion County Office of Family and Children	WELFARE GENERAL FUND	
1. Personal Services		
2. Supplies		
3. Other Services and Charges	66,423,226	44,401,632
4. Capital Outlay		
TOTAL	66,423,226	44,401,632

Welfare Administration Fund (not provided)

Welfare Medical Care Assistance to Wards (not provided)

Hospital Care for the Indigent Fund (not provided)

County Children With Special Health Care Needs Fund (not provided)

SECTION 2. Marion County Welfare Bond Sinking Fund appropriations.

For the calendar year 1994, there is hereby appropriated out of the Marion County Welfare Sinking Fund the following:

Principal to be paid	19,350,000	19,350,000
Interest to be paid	821,543	821,543
Bank Service Charge	10,000	10,000
TOTAL	20,181,543	20,181,543

SECTION 3. Statements of miscellaneous revenues.

The budget contained in Section 1 and Section 2 for the Marion County Office of Family and Children shall be financed by the use of the miscellaneous receipts of the said funds and portions of current balances as indicated in the following tables and by the revenues from taxation provided from the several tax levies fixed in Section 6 of this ordinance.

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE GENERAL FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	219,550	925,000
License Excise Tax	1,056,767	5,200,000
OTHER REVENUE		
Welfare Share Child Support Title IV-D	5,000	1,100,000
Burial of Deceased ADC Recipients	21,611	42,600
Foster Care/Adoption Assistance	1,780,430	4,078,200
Independent Living	24,025	33,494
Proceeds from Sale of Bonds	8,950,000	-0-
Child Care	2,600,578	5,525,778
Other Miscellaneous Repayments	305,300	886,000
TOTAL	15,458,261	17,791,072

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE ADMINISTRATION FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	38,142	78,285
Vehicle License Excise Tax	219,671	468,140
TOTAL	257,813	546,425

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	2,273	4,546
Vehicle License Excise Tax	13,008	27,892
TOTAL	15,281	32,438

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
WELFARE BOND SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	77,759	155,517
Vehicle License Excise Tax	447,832	954,372
TOTAL	525,591	1,109,889

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
HOSPITAL CARE FOR THE INDIGENT FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	2,764	5,528
Vehicle License Excise Tax	15,918	33,923
TOTAL	18,682	39,451

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	7,432	14,864
Vehicle License Excise Tax	42,802	91,216
TOTAL	50,234	106,080

SECTION 4. Estimates of funds to be raised and proposed tax rates.

The appropriations made in Section 3 shall be financed from the foregoing allocations of revenues and from the proposed rates of taxation calculated as follows:

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
WELFARE GENERAL FUND
1994 NET ASSESSED VALUATION 7,095,625,140
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	4,239,229	4,239,229
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	21,005,208	21,005,208
3. Additional appropriations necessary to be made July 1 to December 31 of present year	8,950,000	8,950,000
4. Outstanding temporary loans to be paid and not included in lines 2 or 3		
5. Total expenditures for current year (add lines 2-4)	29,955,208	29,955,208
6. Remaining property taxes to be collected present year	12,391,305	12,391,305
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,458,261	15,458,261
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	27,849,566	27,849,566
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,133,587	2,133,587
10. Total budget estimate for January 1 to December 31 of incoming year	66,423,226	44,401,632
11. Miscellaneous revenue for January 1 to December 31 of incoming year	17,791,072	17,791,072
12. Property tax to be raised from January 1 to December 31 of incoming year	53,798,567	24,476,973
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	7,300,000	-0-
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	7,300,000	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.3286	.3286
Proposed tax rate for incoming year	.7396	.3450

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
WELFARE ADMINISTRATION FUND
1994 NET ASSESSED VALUATION 7,095,625,140
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	_____	_____

2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	257,813	257,813
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	546,425	546,425
12. Property tax to be raised from January 1 to December 31 of incoming year	4,559,725	4,562,486
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0621	.0621
Proposed tax rate for incoming year	.0627	.0643

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
WELFARE MEDICAL CARE ASSISTANCE TO WARDS FUND
1994 NET ASSESSED VALUATION 7,095,625,140
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____

7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	15,281	15,281
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	32,428	32,428
12. Property tax to be raised from January 1 to December 31 of incoming year	276,259	276,729
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0037	.0037
Proposed tax rate for incoming year	.0038	.0039

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
WELFARE BOND SINKING FUND
1994 NET ASSESSED VALUATION 7,095,625,140
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	36,315	36,315
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	5,293,400	5,293,400
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	5,293,400	5,293,400
6. Remaining property taxes to be collected present year	4,684,178	4,684,178
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	525,591	525,591
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	5,209,769	5,209,769
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(47,316)	(47,316)
10. Total budget estimate for January 1 to December 31 of incoming year	20,181,543	20,181,54
11. Miscellaneous revenue for January 1 to December 31 of incoming year	1,109,889	1,109,889

12. Property tax to be raised from January 1 to December 31 of incoming year	19,118,970	19,118,970
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	-0-	-0-
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.1266	.1266
Proposed tax rate for incoming year	.2628	.2694

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
HOSPITAL CARE FOR THE INDIGENT FUND
1994 NET ASSESSED VALUATION 7,095,625,140
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	18,682	18,682
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	39,451	39,451
12. Property tax to be raised from January 1 to December 31 of incoming year	337,100	340,589
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	_____	_____

Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0045	.0045
Proposed tax rate for incoming year	.0046	.0048

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
COUNTY CHILDREN WITH SPECIAL HEALTH CARE NEEDS FUND
1994 NET ASSESSED VALUATION 7,095,625,140
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	_____	_____
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	_____	_____
3. Additional appropriations necessary to be made July 1 to December 31 of present year	_____	_____
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	_____	_____
5. Total expenditures for current year (add lines 2-4)	_____	_____
6. Remaining property taxes to be collected present year	_____	_____
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	50,234	50,234
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	_____	_____
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	_____	_____
10. Total budget estimate for January 1 to December 31 of incoming year	_____	_____
11. Miscellaneous revenue for January 1 to December 31 of incoming year	106,080	106,080
12. Property tax to be raised from January 1 to December 31 of incoming year	883,416	883,416
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)	_____	_____
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	_____	_____
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0121	.0121
Proposed tax rate for incoming year	.0121	.0125

SECTION 5. Summary of Public Welfare appropriations and tax levies.

FUND	APPROP.	AMOUNT TO BE RAISED	NET TAX RATE
Welfare General	44,401,632	24,476,973	.3450
Welfare Administration		4,562,486	.0643
Welfare Medical Care Assistance to Wards		276,729	.0039
Welfare Bond Sinking	20,181,543	19,118,970	.2694
Hospital Care for the Indigent		340,589	.0048
County Children With Special Health Care Needs		883,416	.0125
TOTAL WELFARE	64,583,175	49,659,163	.6999

SECTION 6. Marion County Office of Family and Children tax levies.

(a) Welfare General Fund. For the use and benefit of the Welfare General Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of thirty-four and fifty hundredths cents ($.3450) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare General Fund in the County Treasury.

(b) Welfare Administration Fund. For the use and benefit of the Welfare Administration Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of six and forty-three hundredths cents ($.0643) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Administration Fund in the County Treasury and transferred to the State of Indiana.

(c) Welfare Medical Care Assistance to Wards. For the use and benefit of the Welfare Medical Care Assistance to Wards Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of thirty-nine hundredths cents ($.0039) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Medical Care Assistance to Wards Fund in the County Treasury and transferred to the State of Indiana.

(d) Welfare Bond Sinking Fund. For the use and benefit of the County Welfare Bond Sinking Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of twenty-six and ninety-four hundredths cents ($.2694) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Welfare Bond Sinking Fund in the County Treasury.

(e) Hospital Care for the Indigent Fund. For the use and benefit of the Hospital Care for the Indigent Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of forty-eight hundredths cents ($.0048) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Hospital Care for the Indigent Fund in the County Treasury and transferred to the State of Indiana.

(f) County Children with Special Health Care Needs Fund. For the use and benefit of the County Children With Special Health Care Needs Fund, there is hereby levied and assessed in 1993, collectible in the year 1994, the sum of one and twenty-five hundredths cents ($.0125) on each one hundred dollars ($100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Children With Special Health Care Needs Fund in the County Treasury and transferred to the State of Indiana.

SECTION 7. Collection of tax levies.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate.

SECTION 8. Effective date.

This ordinance shall be in full force and effect beginning January 1, 1994, after passage by the City-County Council, approval by the Mayor (or passage over his veto), and approval by the County Tax Adjustment Board and State Board of Tax Commissioners as required by law.

PROPOSAL NO. 424, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 424, 1993 on September 22, 1993. The proposal is the annual budget for the Metropolitan Emergency Communications Agency for 1994. This Agency's 1994 budget totals $8,752,975. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 424, 1993, as amended, was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 424, 1993, as amended, was retitled FISCAL ORDINANCE NO. 72, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 1993

A FISCAL ORDINANCE creating the annual budget of the Metropolitan Emergency Communications Agency (MECA) of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1994 and ending December 31, 1994, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said MECA Fund, MECA Enhanced 9-1-1 Fund, and the MECA Sinking Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1994 for each fund for which a tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Metropolitan Emergency Communications Agency of the City of Indianapolis and Marion County for the fiscal year beginning January 1, 1994 and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Metropolitan Emergency Communications Fund for the purposes herein specified, subject to the law governing the same:

1994 ANNUAL BUDGET
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND	
1. Personal Services	704,730	679,123
2. Supplies	98,950	98,950
3. Other Services and Charges	1,415,508	1,419,108
4. Capital Outlay	105,500	105,500
TOTAL	2,324,688	2,302,681
(b) OFFICE OF THE CITY CONTROLLER	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY INDIANAPOLIS EMERGENCY TELEPHONE SYSTEM FUND	
1. Personal Services		
2. Supplies		
3. Other Services and Charges	3,241,294	3,241,294
4. Capital Outlay		
TOTAL	3,241,294	3,241,294

(c) COUNTY AUDITOR	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND	
1. Personal Services	162,616	174,000
2. Supplies		
3. Other Services and Charges		
4. Capital Outlay		
TOTAL	162,616	174,000

SECTION 2. For the purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Indianapolis Public Safety Communications Systems and Computer Facilities District, Metropolitan Emergency Communications Agency of the City of Indianapolis and Marion County, for the fiscal year beginning January 1, 1994 and ending December 31, 1994, the sums of money herein set out are hereby appropriated and ordered set apart out of the Metropolitan Emergency Communications Agency Sinking Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY	METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND	
1. Personal Services		
2. Supplies		
3. Other Services and Charges	3,035,000	3,035,000
4. Capital Outlay		
TOTAL	3,035,000	3,035,000

SECTION 3. The salaries, wages, and compensation of the various officers and employees of the Metropolitan Emergency Communications Agency for the ensuing year are now fixed and approved for all employees of the Metropolitan Emergency Communications Agency in accordance with the schedule of compensation adopted pursuant to Article VI of Chapter 23 of the Code of Indianapolis and Marion County.

Such compensation shall not be increased without approval of the Council or as provided in such wage and salary classification ordinance as may from time to time be adopted for employees of the Metropolitan Emergency Communications Agency, and the respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance, or any ordinance hereafter adopted, shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40-hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40-hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Metropolitan Emergency Communications Agency in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Metropolitan Emergency Communications Agency Fund for 1994 (County Auditor) shall consist of all balances at the end of fiscal 1993 available for transfer into said fund from the City Controller, and all fees, charges, miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency and the portion of County Option Income taxes allocated to such purposes, all of which does not involve a property tax levy for said fund.

(b) The Metropolitan Emergency Communications Agency, Indianapolis Emergency Telephone System Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund,

Enhanced 9-1-1 fees and interest allocated to the Metropolitan Emergency Communications Agency, all of which does not involve a property tax levy for said fund.

(c) The Metropolitan Emergency Communications Agency Sinking Fund for 1994 shall consist of all balances at the end of fiscal 1993 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency Sinking Fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Indianapolis Public Safety Communications System and Computer Facilities District (county-wide assessed valuation) by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible, and choses in action of every kind and character in the Indianapolis Public Safety Communications System and Computer Facilities District (county-wide assessed valuation), as assessed and returned for taxation in said District for the year 1993, payable in 1994, a tax rate of three and forty-one hundredths cents ($.0341) for Metropolitan Emergency Communications Agency Sinking Fund on each one hundred dollars ($100.00) valuation of such district taxable property.

SECTION 6. The budget of said taxing district shall be funded with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
County Option Income Tax	1,000,000	2,000,000
ALL OTHER REVENUE		
E-9-1-1 Telephone Charges		126,117
Interest	50,000	100,000
Reimbursements		111,000
Miscellaneous		9,584
TOTAL	1,050,000	2,346,701

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY,
INDIANAPOLIS EMERGENCY TELEPHONE SYSTEM FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
ALL OTHER REVENUE		
E-9-1-1 Telephone Charges	1,629,748	3,419,326
TOTAL	1,629,748	3,419,326

CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY
ESTIMATE OF MISCELLANEOUS REVENUE
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND
FOR THE PERIOD ENDING DECEMBER 31, 1993 AND DECEMBER 31, 1994

ESTIMATED AMOUNTS TO BE RECEIVED	July 01, 1993 through Dec. 31, 1993	Jan. 01, 1994 through Dec. 31, 1994
SPECIAL TAXES		
Financial Institution Tax	32,401	54,577
License Excise Tax	148,623	231,952
ALL OTHER REVENUE		
Interest on Investments	5,000	15,000
TOTAL	186,024	301,529

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	3,126,068	3,126,068
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,496,640	1,496,640
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	1,496,640	1,496,640
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,050,000	1,050,000
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,050,000	1,050,000
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	2,679,428	2,679,428
10. Total budget estimate for January 1 to December 31 of incoming year	2,487,304	2,476,681
11. Miscellaneous revenue for January 1 to December 31 of incoming year	2,346,701	2,346,701
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	2,538,825	2,549,448

Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY,
INDIANAPOLIS EMERGENCY TELEPHONE SYSTEM FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		
1. June 30 actual cash balance of present year	940,199	940,199
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	581,980	581,980
3. Additional appropriations necessary to be made July 1 to December 31 of present year	2,147,812	2,147,812
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	2,729,792	2,729,792
6. Remaining property taxes to be collected present year	-0-	-0-
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	1,629,748	1,629,748
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,629,748	1,629,748
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	(159,845)	(159,845)
10. Total budget estimate for January 1 to December 31 of incoming year	3,241,294	3,241,294
11. Miscellaneous revenue for January 1 to December 31 of incoming year	3,419,326	3,419,326
12. Property tax to be raised from January 1 to December 31 of incoming year	-0-	-0-
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	18,187	18,187
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	-0-	-0-
Proposed tax rate for incoming year	-0-	-0-

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES
METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY SINKING FUND
1994 NET ASSESSED VALUATION 7,455,838,616
1993 BILLED NET ASSESSED VALUATION 7,146,622,080

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR REMAINDER OF FISCAL YEAR 1993		

1. June 30 actual cash balance of present year	207,569	207,569
2. Necessary expenditures, July 1 to December 31 of present year, to be made from appropriation unexpended	1,565,800	1,565,800
3. Additional appropriations necessary to be made July 1 to December 31 of present year	-0-	-0-
4. Outstanding temporary loans to be paid and not included in lines 2 or 3	-0-	-0-
5. Total expenditures for current year (add lines 2-4)	1,565,800	1,565,800
6. Remaining property taxes to be collected present year	1,630,619	1,630,619
7. Miscellaneous revenue to be received July 1 through Dec. 31 of present year	186,024	186,024
8. Estimated revenue to be received July 1 to December 31 (add lines 6-7)	1,816,643	1,816,643
9. Estimated December 31 cash balance, present year (add lines 1, 8 and subtract line 5)	458,412	458,412
10. Total budget estimate for January 1 to December 31 of incoming year	3,035,000	3,035,000
11. Miscellaneous revenue for January 1 to December 31 of incoming year	301,529	301,529
12. Property tax to be raised from January 1 to December 31 of incoming year	2,480,773	2,542,441
13. Operating balance (not in excess of expenses January 1 to June 30, miscellaneous revenue for same period)		
14. Estimated December 31 cash balance, of incoming year (add lines 9, 11, 12, 13 and subtract line 10)	205,714	267,382
Net tax rate on each one hundred dollars of taxable property		
Current year tax rate	.0454	.0454
Proposed tax rate for incoming year	.0341	.0341

SECTION 6. SUMMARIES OF APPROPRIATIONS AND TAX LEVIES.

FUND	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Metropolitan Emergency Communications Agency	.0000	-0-
Metropolitan Emergency Communications Agency Indianapolis Emergency Telephone System	.0000	-0-
Metropolitan Emergency Communications Agency Sinking	.0341	2,542,441
TOTAL	.0341	2,542,441

SECTION 7. The City Controller shall distribute to the public safety dispatch agencies listed below from the Indianapolis Emergency Telephone System Fund based on actual receipts received from Indiana Bell, only the incremental fees resulting from the increase adopted November 23, 1992 by the City-County Council. 8Distribution shall be based upon the following percentages:

Indianapolis Police	43.46%
Indianapolis Fire	12.42%
Marion County Sheriff	24.50%
City of Lawrence	5.56%
City of Beech Grove	3.02%
Town of Speedway	2.95%
Perry/Decatur Township	3.26%
Wayne Township	4.83%

SECTION 8. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and she is hereby ordered and directed to collect the same for the Metropolitan Emergency Communications Agency of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 9. This ordinance shall be in full force and effect beginning January 1, 1994, after passage by the City-County Council, approval by the Mayor, and approval by the Tax Boards as required by law.

Councillor Gilmer stated that he and Councillor Short have become a committee of two concerning the funding for the USS Indianapolis Memorial. Last spring the Council appropriated $5,000 for the memorial and there was much sentiment from this body that that was not enough. He said that he and Councillor Short are working with the administration to appropriate $25,000 for the 1994 budget year and $25,000 for the 1995 budget year.

Councillor Williams voiced her appreciation of Mr. Wilkes. She said that this was a difficult budget for her and some of the other councillors and that Mr. Wilkes was very helpful during the budget hearings.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 108, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 108, 1993 on September 22, 1993. The proposal, sponsored by Councillor Franklin, appropriates $16,927 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden stated that part of the amendment was that certain fiscal matters would be worked out. This has not happened and asked for consent to return Proposal No. 108, 1993 to Committee. Consent was given.

PROPOSAL NO. 489, 1993. The proposal appropriates $370,000 for the County Sheriff to cover food expense for the jail inmates through the end of the year.
PROPOSAL NO. 490, 1993. The proposal transfers and appropriates $93,053 for the Clerk of the Circuit Court to transfer the Court Services payroll into the Court Administrator's budget for 1993 and to cover shelving expenses at the juvenile facility.
PROPOSAL NO. 491, 1993. The proposal appropriates $18,100 for the Superior Court, Criminal Division, Probation Department, to cover postage, supplies and telephone service expenses.

The President asked for consent to postpone Proposal Nos. 489, 490 and 491, 1993 until October 11, 1993. He also asked for consent to postpone Proposal Nos. 445 and 446, 1993 under Special Service District Councils, Public Hearing, until October 11, 1993. Consent was given.

SPECIAL SERVICE DISTRICT COUNCILS

A. POLICE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 445, 1993. The proposal appropriates $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project.

A. FIRE SPECIAL SERVICE DISTRICT - SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 446, 1993. The proposal transfers and appropriates $1,159,500 for the Department of Public Safety, Fire Division, to cover personnel expenses through the end of the year and to pay the hydrant rental due the Indianapolis Water Company.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 483, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 483, 1993 on September 21, 1993. The proposal, sponsored by Councillor Coughenour, approves the transfer of certain territory from the Consolidated City of Indianapolis to the City of Beech Grove. This property is only accessible from the City of Beech Grove and is a natural geographic part of Beech Grove. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Coughenour, for adoption.

Councillor Coughenour said that this property is in her district and she fully supports the transfer.

Proposal No. 483, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, Williams
0 NAYS:
3 NOT VOTING: Giffin, Schneider, West

Proposal No. 483, 1993 was retitled GENERAL ORDINANCE NO. 116, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 116, 1993

A GENERAL ORDINANCE approving transfer of certain territory from the Consolidated City of Indianapolis to the City of Beech Grove.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The owners of the real estate described in Section 2 of the ordinance having petitioned the City of Indianapolis to disannex such territory and having petitioned the City of Beech Grove to annex such territory, the transfer of such territory from the Consolidated City of Indianapolis to the City of Beech Grove is hereby approved, effective upon the City of Beech Grove approving such transfer.

SECTION 2. Sec. III-1 of the "Revised Code of the Consolidated City" be and is hereby amended to reflect the change in boundaries of the Consolidated City by adding a new paragraph (5) reading as follows:

"(5) Disannexation to City of Beech Grove. The following territory is transferred to the City of Beech Grove:

Part of the Southwest Quarter of Section 28, Township 15 North, Range 4 East in Marion County, Indiana, more particularly described as follows: Beginning at a point on the North line of the said Quarter Section North 88 degrees 38 minutes 02 seconds East 330.00 feet from the Northwest corner thereof; thence continue North 88 degrees 38 minutes 02 seconds East along the North line of the said Quarter Section 1239.41 feet to a point on a line 1100.00 feet west of and parallel with the East line of the said Quarter Section, said line being the existing Corporation Limit of the City of Beech Grove, Indiana; thence South 00 degrees 19 minutes 26 seconds East along said corporation line 677.00 feet; thence South 88 degrees 38 minutes 02 seconds West parallel to the North line of the said Quarter Section 1239.67 feet to a point that is 330.00 feet East of the West line of the said Quarter Section; thence North 00 degrees 18 minutes 05 seconds West parallel to the said West line 677.00 feet to the place of beginning, containing 19.262 acres, more or less.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14 and approval by the City of Beech Grove of the annexation of the territory.

SECTION 4. The clerk shall file a copy of the ordinance, upon adoption, with the designated official of the State Board of Tax Commissioners and with the Clerk of the Circuit Court of Marion County.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:05 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 27th day of September, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, OCTOBER 11, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, October 11, 1993, with Councillor SerVaas presiding.

Councillor Boyd led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Borst recognized Carolyn Niehaus, one of his constituents and President of Marion County Council of PTA's (Parent Teachers Associations), who thanked the Council for a recent appropriation of $1840 for the PTA.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, October 11, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

September 28, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 30, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 507, 509 and 510, 1993, to be held on Monday, October 11, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 61, 1993 remembering Maynard R. Hokanson.

SPECIAL RESOLUTION NO. 62, 1993 recognizing the 100-year-old Thomas L. Green & Company.

SPECIAL RESOLUTION NO. 63, 1993 recognizing the city's first small business incubator.

SPECIAL RESOLUTION NO. 64, 1993 recognizing United Way's "Day of Caring".

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993 the annual budget for the Police Special Service District for 1994.

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993 the annual budget for the Fire Special Service District for 1994.

SOLID WASTE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1993 the annual budget for the Solid Waste Collection Special Service District for 1994.

FISCAL ORDINANCE NO. 70, 1993 the annual budget for Indianapolis and Marion County for 1994.

FISCAL ORDINANCE NO. 71, 1993 the annual budget for the Marion County Department of Public Welfare for 1994.

FISCAL ORDINANCE NO. 72, 1993 the annual budget for the Metropolitan Emergency Communications.

GENERAL ORDINANCE NO. 116, 1993 approving the transfer of certain territory from the Consolidated City of Indianapolis to the City of Beech Grove.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Councillor Dowden asked to suspend the rules and hear Proposal Nos. 398 and 399, 1993 immediately following the Introduction of Proposals. Without objection, the agenda was adopted as amended.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of September 27, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 574, 1993. This proposal, sponsored by Councillors Beadling and Moriarty, remembers IPD Officer Teresa Jean Hawkins. Councillor Beadling read the resolution and presented a copy of the document to Ms. Hawkins' mother, who expressed appreciation for the resolution. Also present were members of Ms. Hawkins family; Michael Beaver, Director, Department of Public Safety; Chief James Toler, Indianapolis Police Department (IPD); Deputy Chief Penny Davis, IPD; Deputy Chief Danny Overley, IPD; and members of the IPD's East District. Councillor Beadling moved, seconded by Councillor Moriarty, for adoption. Proposal No. 574, 1993 was adopted by unanimous voice vote.

Proposal No. 574, 1993 was retitled SPECIAL RESOLUTION NO. 65, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 65, 1993

A SPECIAL RESOLUTION remembering IPD Officer Teresa Jean Hawkins.

WHEREAS, while the city was asleep during the small hours of the night of August 17, 1993, Indianapolis Police Department Officer Teresa Jean Hawkins was on duty protecting the city; and

WHEREAS, suddenly her police cruiser and another car collided, and shortly thereafter Officer Hawkins' young life ended; and

WHEREAS, a native of Tipton, Indiana, and a graduate of Ball State University, Miss Hawkins wanted to be a police officer since her childhood days and was ecstatic upon being selected for the Indianapolis Police Department in 1988; and

WHEREAS, she received a number of commendations on the department, and earned the respect of both the officers she served with, and the public with whom she came in contact; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The Indianapolis City-County Council pauses to remember the life and contributions of Indianapolis Police Department Officer Teresa Jean Hawkins--the city's first female officer to fall in the line of duty.

SECTION 2. She knew the joys and dangers of police work; she accepted them; she worked hard, and smart, and bravely doing her job; and she unfortunately that summer night was called to pay the ultimate price.

SECTION 3. The memory of Officer Hawkins' competent and professional work serves as an inspiration to all who wear a badge.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 575, 1993. This proposal, sponsored by Councillor O'Dell, recognizes the services of Mark Bowell. Councillor O'Dell read the resolution and presented a copy of the document to Mr. Bowell, who expressed appreciation for the recognition. Also present were Mr. Bowell's family and Leon Younger, Director, Department of Parks and Recreation. Councillor O'Dell moved, seconded by Councillor Jones, for adoption. Proposal No. 575, 1993 was adopted by unanimous voice vote.

Proposal No. 575, 1993 was retitled SPECIAL RESOLUTION NO. 66, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 66, 1993

A SPECIAL RESOLUTION recognizing the public service of David Mark Bowell.

WHEREAS, David Mark Bowell, known as Mark, is a native of the Southside of Indianapolis, having graduated from Emmerich Manual High School and from Taylor University; and

WHEREAS, at Taylor, Mr. Bowell was captain of the track team and was the university's Sports Information Officer; and

WHEREAS, after two years with the Indiana Film Commission, Bowell was appointed to the Indianapolis Department of Parks and Recreation where he served as the Department's Marketing Administrator; and

WHEREAS, at the Parks Department he crafted the Department's new logo and image, developed and implemented the Trees for Tomorrow Campaign which resulted in planting a half million young trees in the community--and a visit by President Bush, and was responsible for the new summer Youth Conservation Corps where a hundred young people completed major renovations at Washington Park; and

WHEREAS, Bowell is on the PAL Board, hosts a radio and television series, sings in the Church choir, enjoys running, golf and football, is Vice President of the South Center Township Republican Club and is a Ward Chairman; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the dedicated and outstanding service given by David Mark Bowell to the Indianapolis Department of Parks and Recreation, and to the citizens of this community.

SECTION 2. The Council wishes Mr. Bowell well in his new position as Executive Director of the private Indianapolis Parks Foundation; and the best of good health and happiness to Mark, his wife LeDania and to their son Blake.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 576, 1993. This proposal, sponsored by Councillors Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle,

Jimison, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, and Williams, condemns unfunded federal mandates. Councillor Rhodes stated that October 27 is National Unfunded Mandate Day and copies of this resolution will be sent to National Association of Counties, National League of Cities, U.S. Conference of Mayors, and Indiana's U.S. Senators and Representatives. Councillor Rhodes read the resolution and moved, seconded by Councillor Giffin, for adoption.

Councillor Golc stated that an upcoming federal mandate, the motor-voter bill, will be very expensive. Councillor Coughenour stated that the Indiana Association of Cities and Towns has addressed this problem. She said that U.S. Senator Richard Lugar has introduced a resolution in the Senate to stop any more unfunded mandates.

Proposal No. 576, 1993 was adopted by unanimous voice vote.

Proposal No. 576, 1993 was retitled SPECIAL RESOLUTION NO. 67, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 67, 1993

A SPECIAL RESOLUTION condemning unfunded federal mandates.

WHEREAS, the number of unfunded federal mandates on counties and cities have significantly increased during the last decade, while many federal programs, which were made available to local governments to ease the burden of carrying out federal mandates, have been terminated or drastically reduced; and

WHEREAS, such mandates stem from federal laws and regulations that require counties and cities to provide services and programs, and perform certain responsibilities without providing federal funding for such services; and

WHEREAS, by shifting costs to counties and cities, unfunded federal mandates breach the underlying principles of federalism which assumes a working partnership and shared responsibilities between the federal, state and local governments; and

WHEREAS, American citizens are unaware of the impact of unfunded mandates on local services and their own local taxes; and

WHEREAS, risk assessment is an essential component to any cost-benefit analysis of mandates and should be included in all bills that impose mandates on counties and cities; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council urges Congress and the Administration to enact legislation that would relieve counties and cities of all obligations to carry out any new mandate arising from federal law, regulation or policy unless federal funds are provided.

SECTION 2. The Council resolves that Congress and the Administration are urged to enact legislation to reimburse local governments for the costs of complying with existing federal mandates.

SECTION 3. The Council further resolves that Congress and the Administration are urged to include in any future mandate, a provision that requires federal departments and agencies to provide scientifically sound assessments of purported health, safety or environmental risk prior to the imposition of any new mandate on local governments.

SECTION 4. The Council supports a "National Unfunded Mandates Day" to be held October 27, 1993, during which county officials in all counties will be urged to hold press conferences in coordination with local and state officials to draw public attention to the problems imposed on counties by unfunded federal mandates.

SECTION 5. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 548, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE concerning leave benefits for City-County employees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 549, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $350,000 for the Marion County Healthcare Center to cover additional nursing staff salaries and to pay supplies, patient services and computer repair expenses"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 550, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $15,482 for the County Recorder to cover a 1992 remodeling cost and a payment on the Wang equipment with moneys appropriated in 1992, but not encumbered"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 551, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $12,600 for the County Recorder to cover postage and telephone expenses"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 552, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $1,600 for the Superior Court, Criminal Division, Room Two, to cover copier rental and maintenance expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 553, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 554, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $23,283 for the County Sheriff to continue the Child Abuse Intervention Program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 555, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $30,703 for the Marion County Justice Agency to initiate a Pre-Trial Drug Testing program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 556, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $3,500 for

the Superior Court, Title IV-D Court, to furnish new courtroom and offices"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 557, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $3,500 for the Superior Court, Criminal Division, Probation Department, to pay for processing urine samples"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 558, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving a loan agreement and a note between the City and the Local Public Improvement Bond Bank in the amount of $20,000,000 and appropriating said funds (Barrett projects)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 559, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $592,826 for the Department of Transportation, Operations Division, to cover overtime expenses and additional salary expense due to contracts won by DOT"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 560, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $241,473 for the Department of Transportation, Operations Division, to cover salaries and repealing Fiscal Ordinance No. 59, 1993"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 561, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Liberty Creek subdivision (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 562, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Hunters Crossing subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 563, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Potomac Place subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 564, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Warren Woods subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 565, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by

authorizing intersection controls for Warren Lakes subdivision (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 566, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at 86th Street and Commerce Park Place (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 567, 1993. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal for Coe Street (Wishard Hospital) and University Boulevard approximately 600 feet south of Indiana Avenue (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 568, 1993. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal for the east entrance to North Willow Mall on West 86th Street (District 3"; and the President referred it to the Transportation Committee.

[Clerk's Note: Proposal No. 569, 1993 was withdrawn.]

PROPOSAL NO. 570, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at the intersection of Admirals Pointe, Admirals Pointe Drive and Promotory Road (District 5)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 571, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at the intersection of Delaware Street and 57th Street (District 7)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 572, 1993. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing a multi-way stop at the intersection of Millersville Road and 42nd Street (District 11)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 573, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 25 mph speed limit on Deer Creek Drive from 52nd Street to 56th Street (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 577, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION urging the Department of Natural Resources to seek an alternative way other than a 'Canned Hunt' to thin out the deer population in Brown County State Park.

Councillor Short moved, seconded by Councillor McClamroch, to strike Proposal No. 577, 1993.

Councillor Beadling stated that this proposal should be given an opportunity to be heard in Committee. Many of her constituents believe that there should be a complete study to determine how many deer there are in Brown County and if an alternative solution can be provided for this problem.

Proposal No. 577, 1993 was stricken by the following roll call vote; viz:

23 YEAS: Black, Borst, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, Williams
5 NAYS: Beadling, Boyd, Franklin, Ruhmkorff, West
1 NOT VOTING: Golc

The President suggested that Councillor Beadling study the state's report on this problem and if she still feels that more action by this Council is warranted to bring the matter to his attention and together they could decide on how to proceed.

The President stated that Proposal Nos. 398 and 399, 1993 will be heard at this time.

PROPOSAL NOS. 398 and 399, 1993. PROPOSAL NO. 398, 1993. The proposal, sponsored by Councillors Moriarty, Beadling, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short and Smith, amends the Code by establishing that vehicles used in an act of prostitution are public nuisances. PROPOSAL NO. 399, 1993. The proposal, sponsored by Councillors Moriarty, Beadling, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short and Smith, amends the code by establishing that vehicles used in an act of prostitution which are public nuisances may be abated by sale at a public auction. Councillor Dowden reported that on August 16, 1993 the Public Safety and Criminal Justice Committee heard Proposal Nos. 398 and 399, 1993 and recommended do pass. On September 13, 1993 the Council voted to return the proposals to Committee. On October 6, 1993 the proposals were heard again in Committee. By a 6-2 vote on October 6, the Committee reported Proposal No. 398, 1993 to the Council with the recommendation that it do pass. By a 5-2 vote on October 6, the Committee reported Proposal No. 399, 1993 to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Moriarty, for adoption.

Councillor Moriarty stated that prostitution is an ongoing and increasing problem for some of the residents in her district. The two proposals seek to address this problem. The first proposal would establish that vehicles used in the act of prostitution are public nuisances. The second proposal would establish that public nuisance vehicles used in the act of prostitution may be sold at a public aution. She said that the Police Department needs additional tools to help alleviate this problem of solicitation. The statutes on the books presently are not enough.

Councillor Short asked that Jeffrey Modisett, County Prosecutor, address this issue.

Mr. Modisett stated that these proposals are modeled after Portland, Oregan ordinances where the City of Oregan has had tremendous success--there has been a dramatic reduction of solicitations.

Councillor Williams voiced her appreciation to Councillor Moriarty for her work on this issue. She said that her district has a similar problem and she supports both of these ordinances.

Councillor Gilmer stated that he believes that the state should pass stricter laws on prostitution.

Councillor Golc said that his district used to be a haven for massage parlors. Twelve years ago the Council passed legislation banning massage parlors and that started the demise of crime along West Washington Street. He supports these ordinances.

Councillor Borst stated that there is already a law against prostitution and he believes that these proposed ordinances will be difficult to enforce.

Proposal No. 398, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Boyd, Brents, Coughenour, Dowden, Franklin, Giffin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
4 NAYS: Black, Borst, Curry, Gilmer

Proposal No. 398, 1993 was retitled GENERAL ORDINANCE NO. 118, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 118, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by establishing that vehicles used in an act of prostitution are public nuisances as they are injurious to the public health, safety and welfare.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 2 of Chapter 19 of the Code of Indianapolis and Marion County is hereby amended by adding subsection (c) as follows:

Sec. 19-2 Structures, vehicles or things detrimental to health and safety.

(a) No building, vehicle, structure, receptacle, yard, lot, premises, or part thereof, shall be made, used, maintained or operated in the city in any manner so as to cause or produce a nuisance or be dangerous or detrimental to the public health and safety.

(b) The use of any motor vehicle on the streets of the city, where by reason of any defect or other condition in such vehicle the driving thereof on the streets constitutes a menace or hazard to the life, safety or property of any person, shall be a public nuisance.

(c) The use of any motor vehicle on the streets or alleys of the city to solicit, facilitate or consummate an act of prostitution as defined by the laws of the State of Indiana, in such a way as to constitute an injury and offense to the health and senses of the citizenry shall be a public nuisance. A public nuisance as described by this subsection may be abated in accord with the provisions of section 41, Chapter 19 of the Code.

SECTION 2. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

Proposal No. 399, 1993, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Boyd, Brents, Coughenour, Dowden, Franklin, Giffin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
4 NAYS: Black, Borst, Curry, Gilmer

Proposal No. 399, 1993, as amended, was retitled GENERAL ORDINANCE NO. 119, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 119, 1993

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County by establishing that vehicles used in an act of prostitution which are public nuisances may be abated by sale at a public auction.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 19 of the Code of Indianapolis and Marion County is hereby amended by adding section 41 as follows:

Sec. 19-41 Abatement of vehicles constituting a public nuisance.

(a) When a motor vehicle is impounded and removed to a place of safekeeping pursuant to an arrest for an offense described in Sec. 19-2(c) of the code, the Office of the Corporation Counsel or its designee may file with a Court of competent jurisdiction an action to abate the nuisance by requesting the vehicle's sale at public auction. The Corporation Counsel or its designee shall not bring such an action unless it be shown that the person creating the nuisance has a prior conviction for an offense as described in Sec 19-2(c) of the code. If the Corporation Counsel or its designee elects to bring an action under this section, such an action must be filed within two days of the vehicle's impoundment excepting weekends and legal holidays. The Court shall not grant this remedy unless it be proved that the owner of record with the bureau of motor vehicles knew or had reason to know that the vehicle was being used in such a way as to constitute a nuisance as described in Section 2(c), Chapter 19 of the code. The complaint shall be filed in the name of the city and shall be served on each person whose right, title or interest is of record with the bureau of motor vehicles.

(b) The Office of the Corporation Counsel or its designee shall receive Two Hundred Dollars ($200) and any law enforcement agency assisting in such an action shall receive Three Hundred Thirty Dollars ($330) as reimbursement for their expenses in bringing an action under Sec. 19-2.~~, other departments of the city and any assisting law enforcement agencies are entitled to reimbursement for their expenses including reasonable attorney fees in enforcing Sec. 19-2.~~ Said expenses and fees shall be satisfied from the sale of the vehicle after the costs of the sale and any valid liens or encumbrances are satisfied as the court may determine. These funds shall be considered miscellaneous revenue to the Corporation Counsel or its designee or any other law enforcement agency. The remaining balance after the sale of the vehicle shall be disbursed to the owner or owners of record prior to the sale.

(c) If the Court finds in favor of the City and orders a vehicle sold at public auction, and a person holding a valid lien or security interest of record shall appear, the Court shall determine whether the secured interest is equal to or in excess of the appraised value of the vehicle. Appraised value is to be determined as of the date of judgment on a wholesale basis by agreement between the secured party and the city or by the inheritance tax appraiser for Marion County.

If the amount due the secured party is equal to or greater than the appraised value of the vehicle the court shall order the vehicle released to the secured party. If the amount due the secured party is less than the appraised value, the secured party may pay into court an amount equal to the owner's equity. The owner's equity is the difference between the appraised value and the security interest. Upon payment into court of the owner's equity, the Court shall order the vehicle released to the secured party and distribute the amount paid into Court as provided in subsection (b). If the secured party declines to pay the owner's equity into Court, the vehicle shall be sold at auction and the proceeds distributed as provided by subsection (b).

~~(d) A vehicle that is the subject of a nuisance action under this section is not subject to replevin but is considered to be in the custody of the law enforcement agency originally impounding the vehicle.~~

SECTION 2. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to explain his vote. Consent was given. He stated that he voted against the proposals because he believes they are "overkill" ordinances.

The President stated that these ordinances should be given a chance to see if they work. If it is determined that they are ineffective the Council can reconsider the ordinances after a prescribed period of time.

Councillor Smith said that he believes these proposals will act as a deterrent to prostitution and are excellent tools for law enforcement. It allows equal prosecution of the prostitute and the solicitor and gives law enforcement a civil remedy as opposed to a criminal one.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 547, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 547, 1993 on October 6, 1993. The proposal is an Inducement Resolution for Sunrise Housing, Ltd, in an amount not to exceed $5,500,000 for the acquisition, renovation and equipping of existing multi-family residential rental facilities located at 47th and Georgetown Road. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 547, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Moriarty, Rhodes

Proposal No. 547, 1993 was retitled SPECIAL RESOLUTION NO. 68, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 68, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-1-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Sunrise Housing, Ltd., a to be formed Indiana partnership (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the existing Sunrise Apartments consisting of 16 apartment buildings containing a total of approximately 304,272 net rentable square feet constructed into 320 apartments plus community, maintenance and laundry buildings located at 4514 Candletree Circle, Indianapolis, Indiana; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the City-County Council of the Issuer on May 10, 1993 adopted City-County Special Resolution No. 30,1993 concerning a proposal by Associated Investors, Incorporated, an Indiana corporation

("Associated") to acquire, construct, renovate and equip the Project which entity has abandoned its plans to proceed with the Project;

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (nine (9) jobs at the end of one year and three years plus the creation of a construction job payroll over the renovation period) and the creation of business opportunities to be achieved by the acquisition, construction, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Five Million Five Hundred Thousand Dollars ($5,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires April 30, 1994, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses

incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. City-County Resolution No. 30,1993 adopted by this Council on May 10, 1993 is hereby terminated and rescinded.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 578, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on October 8, 1993". The Council did not schedule Proposal No. 578, 1993 for hearing pursuant to IC 36-7-46-608. Proposal No. 578, 1993 was retitled REZONING ORDINANCE NO. 135, 1993 and is identified as follows:

REZONING ORDINANCE NO. 135, 1993. 93-Z-123 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
608 EAST 22ND STREET (approximate address), INDIANAPOLIS.
GOOD SAMARITAN MISSIONARY CHURCH requests the rezoning of 1.76 acres, being in the D-8 District, to the SU-1 classification to provide for church uses.

PROPOSAL NOS. 579-587, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 8, 1993". The Council did not schedule Proposal Nos. 579-587, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 579-587, 1993 were retitled REZONING ORDINANCE NOS. 136-144, 1993 and are identified as follows:

REZONING ORDINANCE NO. 136, 1993. 93-Z-94 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 10.
6141 EAST 34TH STREET (approximate address), INDIANAPOLIS.
W.E. BEATTY, INC., by John W. Tousley, requests the rezoning of 5.14 acres, being in the D-A District, to the C-S classification to provide for a combination self-storage facility and existing contractor office with a utility building.

REZONING ORDINANCE NO. 137, 1993. 93-Z-121 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 25.
1421 WEST THOMPSON ROAD (approximate address), INDIANAPOLIS.
U.S. XPRESS ENTERPRISES, INC., by Thomas Michael Quinn, requests the rezoning of 20.65 acres, being in the I-2-S District, to the I-3-S classification to provide for a truck terminal.

REZONING ORDINANCE NO. 138, 1993. 93-Z-130 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 15.
2322 EAST WASHINGTON STREET, INDIANAPOLIS.
EVALEE'S COUNTRY DINER, by Mitch Sever, requests the rezoning of 0.20 acre, being in the C-2 District, to the C-3 classification to provide for a restaurant.

REZONING ORDINANCE NO. 139, 1993. 93-Z-131 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
1062 VIRGINIA AVENUE (approximate address), INDIANAPOLIS.
SOUTHEAST NEIGHBORHOOD DEVELOPMENT requests the rezoning of 0.19 acre, being in the C-4 District, to the C-3C classification to provide for a mixed-use development consisting of a public library and a multi-family residential development.

REZONING ORDINANCE NO. 140, 1993. 93-Z-132 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
4851 TINCHER ROAD (approximate address), INDIANAPOLIS.
JAMES R. and JAY B. LUCAS, by Stephen D. Mears, request the rezoning of 9.27 acres, being in the D-1 District, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 141, 1993. 93-Z-135 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
6324 KENTUCKY AVENUE (approximate address), INDIANAPOLIS.
DAMAR HOMES, INC, by Joseph M. Scimia, requests the rezoning of 8.366 acres, being in the I-2-S District, to the SU-7 classification to provide for the expansion of an existing developmentally disabled residential and skills training facility.

REZONING ORDINANCE NO. 142, 1993. 93-Z-140 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
5245 VICTORY DRIVE, INDIANAPOLIS.
JAMES R. SPEISER, David Retherford, requests the rezoning of 0.51 acre, being in the C-S District, to the C-S classification to provide for a veterinarian referral clinic use in an existing building.

REZONING ORDINANCE NO. 143, 1993. 93-Z-141 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 21.
1024 EAST SANDERS STREET (approximate address), INDIANAPOLIS.
DEPARTMENT OF PUBLIC SAFETY requests the rezoning of 1.35 acres, being in the D-5 District, to the SU-9 classification to provide for an IPD South District Roll Call Facility.

REZONING ORDINANCE NO. 144, 1993. 93-Z-148 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 13.
451 SOUTH GERMAN CHURCH ROAD (approximate address), INDIANAPOLIS.
TRIMARK DEVELOPMENT, INC., by Stephen D. Mears, requests the rezoning of 64.20 acres, being in the D-A District, to the D-2 classification to provide for single-family residential development.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 108, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee recommended do pass on Proposal No. 108, 1993 on September 22, 1993. The Council voted to return the proposal to Committee on September 27, 1993. On October 6, 1993 the Committee heard the proposal again. The proposal, sponsored by Councillor Franklin, appropriates $16,927 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden stated that Robert G. Elrod, General Counsel, tried to negotiate with Judge Gary Miller's attorney and was unsuccessful. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Franklin, to strike. Proposal No. 108, 1993 was stricken by unanimous voice vote.

PROPOSAL NO. 356, 1993. The proposal, sponsored by Councillor Moriarty, appropriates $50,000 for the Presiding Judge of the Municipal Court to fund the first year of a three-year program to study the effectiveness of the different types of alcohol treatment programs now being used by the Municipal Court Probation Department. Councillor Dowden asked for consent to postpone Proposal No. 356, 1993. Consent was given.

PROPOSAL NO. 447, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 447, 1993 on October 6, 1993. The proposal appropriates $17,500 for the Department of Public Safety, Emergency Management Planning Division, to cover administrative and project planning costs for the Emergency Management Siren Project. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 447, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Beadling, Moriarty, Williams

Proposal No. 447, 1993 was retitled FISCAL ORDINANCE NO. 73, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seventeen Thousand Five Hundred Dollars ($17,500) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Emergency Management Planning Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Emergency Management Planning Division, to cover administrative and project planning costs for the Emergency Management Siren Project.

SECTION 2. The sum of Seventeen Thousand Five Hundred Dollars ($17,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY EMERGENCY MANAGEMENT PLANNING DIVISION	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
4. Capital Outlay	$17,500
TOTAL INCREASE	$17,500

SECTION 4. The said additional appropriation is funded by the following reduction:

	CITY CUMULATIVE CAPITAL DEVELOPMENT FUND
Unappropriated and Unencumbered City Cumulative Capital Development Fund	$17,500
TOTAL REDUCTION	$17,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 448 and 489, 1993. PROPOSAL NO. 448, 1993. The proposal appropriates $25,600 for the Domestic Relations Counseling Bureau, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel expenses for the Visiting Nurse Service. PROPOSAL NO. 489, 1993. The proposal appropriates $370,000 for the County Sheriff to cover food expense for the jail inmates through the end of the year. Councillor Dowden asked for consent to postpone Proposal Nos. 448 and 489, 1993 until October 25, 1993. Consent was given.

PROPOSAL NO. 449, 1993. The proposal appropriates $1,680,320 for the Department of Public Works, Storm and Wastewater Management Division, to purchase and install flow

meters and samplers and to pay consultant fees to continue the Combined Sewer Overflow Project for a period of one year. Councillor Coughenour asked for consent to postpone Proposal No. 449, 1993 until October 25, 1993. Consent was given.

PROPOSAL NOS. 451 and 452, 1993. PROPOSAL NO. 451, 1993. The proposal appropriates $4,700,000 for the Department of Transportation, Asset Management Division, to cover the expense of resurfacing approximately fifty lane miles of streets and of implementing a county-wide inventory of signals, streets and culverts. PROPOSAL NO. 452, 1993. The proposal appropriates $421,000 for the Department of Transportation, Operations Division, to replace 1993 funds which were used to pay 1992 residential thoroughfare and traffic energy bills. Councillor Gilmer asked for consent to postpone Proposal Nos. 451 and 452, 1993 until October 25, 1993. Consent was given.

PROPOSAL NO. 490, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 490, 1993 on October 6, 1993. The proposal transfers and appropriates $93,053 for the Clerk of the Circuit Court to transfer the Court Services payroll into the Court Administrator's budget for 1993 and to cover shelving expenses at the juvenile facility. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:37 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 490, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Black, Brents, Williams

Proposal No. 490, 1993 was retitled FISCAL ORDINANCE NO. 74, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Ninety-three Thousand Fifty-three Dollars ($93,053) in the County General Fund for purposes of the Court Administrator and the County Clerk and reducing certain other appropriations from the budget of the County Clerk.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (d) and of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Clerk to transfer Court Services (Jury Pool) payroll into the Court Administrator's Budget for 1993 and to transfer the Clerk's Character I money to pay for shelving needs at the Juvenile facility in lieu of microfilming records.

SECTION 2. The sum of Ninety-three Thousand Fifty-three Dollars ($93,053) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COURT ADMINISTRATOR	COUNTY GENERAL FUND
1. Personal Services	$69,053
CLERK OF THE CIRCUIT COURT	
4. Capital Outlay	24,000
TOTAL INCREASE	$93,053

SECTION 4. The said increased appropriations are funded by the following reductions:

CLERK OF THE CIRCUIT COURT	COUNTY GENERAL FUND
1. Personal Services	$93,053
TOTAL REDUCTION	$93,053

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 507, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 507, 1993 on October 4, 1993. The proposal, sponsored by Councillors Coughenour, O'Dell and Rhodes, appropriates $1,370 for the County Commissioners to cover some of the expense for the Red Ribbon Celebration, which promotes drug free education, sponsored by the Marion County Parent Teachers Association. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:41 p.m.

Carolyn Niehaus, President of Marion County Council of PTA's, voiced her gratitude for this appropriation.

Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 507, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 507, 1993 was retitled FISCAL ORDINANCE NO. 75, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Thousand Three Hundred Seventy Dollars ($1,370) in the Drug Free Community Fund for purposes of the County Commissioners and reducing the unappropriated and unencumbered balance in the Drug Free Community Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (c) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing money for the Marion County Parent Teachers Association to pay for 170 buses to carry placards making everyone aware of the importance of drug free education and promoting the Red Ribbon Celebration that occurs in October.

SECTION 2. The sum of One Thousand Three Hundred Seventy Dollars ($1,370) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

COUNTY COMMISSIONERS	DRUG FREE COMMUNITY FUND
3. Other Services and Charges	$1,370
TOTAL INCREASE	$1,370

SECTION 4. The said additional appropriation is funded by the following reduction:

	DRUG FREE COMMUNITY FUND
Unappropriated and Unencumbered Drug Free Community Fund	$1,370
TOTAL REDUCTION	$1,370

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 491, 1993. The proposal appropriates $18,100 for the Superior Court, Criminal Division, Probation Department, to cover postage, supplies and telephone service expenses. Councillor Dowden asked for consent to postpone Proposal No. 491, 1993 until October 25, 1993. Consent was given.

PROPOSAL NO. 508, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 508, 1993 on October 5, 1993. The proposal amends the Comprehensive Zoning Maps of Marion County by updating base map #11 to include subsequent rezonings. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:44 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 508, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Franklin

Proposal No. 508, 1993 was retitled GENERAL ORDINANCE NO. 120, 1993 and reads as follows:

CITY-COUNTY COUNCIL GENERAL ORDINANCE NO. 120, 1993
Metropolitan Development Commission
Docket No. 93-AO-5

A GENERAL ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County, Indiana which Ordinance includes the Comprehensive Zoning Maps of Marion County, Indiana, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana Ordinances for the zoning or districting of all lands within the County for the purposes of securing adequate light, air convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion

in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth, now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Comprehensive Zoning Maps of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 70-AO-4, as amended, pursuant to IC 36-7-4, be further amended to update specifically base map #11 of said maps to include subsequent rezonings (which Comprehensive Zoning Maps, as amended, are attached hereto, incorporated herein by reference and made a part of this Ordinance); and all land within the area noted on the four sections of base map #11 is hereby classified, divided and zoned in accordance with the zoning district classifications as designated upon said Comprehensive Zoning Maps, as amended, thereby updating said Comprehensive Zoning Maps to include various rezonings by individual legal description or map amendments adopted subsequent to Metropolitan Development Commission docket number 87-AO-2.

SECTION 2. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal any individually initiated rezoning ordinances approved by the City-County Council subsequent to June 21, 1993, and thereafter legally effective (which rezonings by individual legal description have not been mapped and included upon the Comprehensive Zoning Maps, as amended, but shall be so included upon said Maps in a subsequent map updating amendment hereto).

SECTION 3. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal Airspace District Zoning Ordinance (62-AO-2, as amended) and the AIRSPACE DISTRICT MAP adopted as a part thereof, establishing the Airspace District as a secondary zoning district of Marion County, Indiana

SECTION 4. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal the Floodway and Floodway District Fringe zoning district boundaries, as adopted under Metropolitan Development Commission docket number 92-AO-7.

SECTION 5. If any provision of this Ordinance shall be held invalid, its invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

PROPOSAL NOS. 509 and 510, 1993. Councillor Dowden asked for consent to discuss both these proposals together. Consent was given. PROPOSAL NO. 509, 1993. The proposal appropriates $66,000 for the Prosecuting Attorney to continue the Adult Protective Services for the 1994 fiscal year funded by a state grant. PROPOSAL NO. 510, 1993. The proposal appropriates $7,754 for the Prosecuting Attorney for the Adult Protective Services which is a supplement to the annual state grant. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 509 and 510, 1993 on October 6, 1993. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:46 p.m. on Proposal No. 509, 1993. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 509, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Coughenour

Proposal No. 509, 1993 was retitled FISCAL ORDINANCE NO. 76, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-six Thousand Dollars ($66,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (w) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to proceed with the annual grant appropriation for Adult Protective Services.

SECTION 2. The sum of Sixty-six Thousand Dollars ($66,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

PROSECUTING ATTORNEY	STATE AND FEDERAL GRANTS FUND
I. Personal Services	$53,878
COUNTY AUDITOR	
I. Personal Services (fringes)	12,122
TOTAL INCREASE	$66,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$66,000
TOTAL REDUCTION	$66,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President called for public testimony at 8:47 p.m. on Proposal No. 510, 1993. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 510, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 510, 1993 was retitled FISCAL ORDINANCE NO. 77, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seven Thousand Seven Hundred Fifty-four Dollars ($7,754) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (w) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the

increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize a grant award from the Indiana Criminal Justice Institute that will supplement the annual grant appropriation for Adult Protective Services.

SECTION 2. The sum of Seven Thousand Seven Hundred Fifty-four Dollars ($7,754) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$6,330
COUNTY AUDITOR	
1. Personal Services (fringes)	1,424
TOTAL INCREASE	$7,754

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered	
State and Federal Grants Fund	$7,754
TOTAL REDUCTION	$7,754

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 392, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 392, 1993 on August 16 and October 4, 1993. The proposal amends the Revised Code by changing the name of the Central Equipment Management Division to Indianapolis Fleet Services Division. By a 4-1 vote on October 4, 1993, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Beadling, for adoption.

Councillor Coughenour stated that she opposes the name change because she does not believe it makes sense. Councillor Ruhmkorff stated that she also opposes the name change. She has had many complaints from present and former employees about morale in the division and she does not believe that changing the name will solve its problems.

Councillor Short stated that the name change was proposed by one of the division's employees. He believes that the Council should support the employee's initiative and urged passage of this proposal. He moved the question. Councillor West seconded this motion and it passed by unanimous voice vote.

Proposal No. 392, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gray, Hinkle, Jones, McClamroch, Moriarty, Mullin, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
6 NAYS: Black, Coughenour, Gilmer, Jimison, O'Dell, Ruhmkorff
1 NOT VOTING: Golc

Councillor O'Dell asked for consent to explain his vote. Consent was given. He said that there will be some costs associated with this name change and the division fails to recognize

the additional costs. He does not believe that the division gave the Committee all the necessary information concerning this issue during the hearing.

Proposal No. 392, 1993 was retitled GENERAL ORDINANCE NO. 121, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 121, 1993

A GENERAL ORDINANCE amending Articles II and III of Chapter 221 of the Code by changing the name of the central equipment management division to Indianapolis Fleet Services division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 221-13 of Article II of Chapter 221 of the "Revised Code of the Consolidated City and County" be, and is hereby amended by deleting the stricken-through text and inserting the underlined text as follows:

Sec. 221-13. Divisions established.

The department of administration shall be composed of the following divisions:

(1) Administrative services division.

(2) Human resources division.

(3) ~~Central equipment management~~ Indianapolis Fleet Services division.

(4) Equal opportunity division.

(5) Real estate services division.

SECTION 2. Section 221-301 of Article III of Chapter 221 of the "Revised Code of the Consolidated City and County" be, and is hereby amended by deleting the stricken-through text and inserting the underlined text as follows:

Sec. 221-301. ~~Central equipment management~~ Indianapolis Fleet Services division. The ~~central equipment management~~ Indianapolis Fleet Services division shall:

(1) Maintain and service, or authorize contracts or other methods of service or maintenance of, all vehicular equipment, accessories and other related equipment owned by the city;

(2) Operate maintenance garages;

(3) Make a determination that it is in the best interest of the city for a department of the city to lease all or a portion of that department's vehicular capital equipment or other automotive maintenance property from ~~central equipment management~~ Indianapolis Fleet Services division. Upon such a determination by the administrator of ~~central management~~ Indianapolis Fleet Services division, the affected department and the board of that department shall cease to have the authority to acquire or approve the acquisition of the subject capital equipment or other property other than by lease from ~~central equipment management~~ Indianapolis Fleet Services division. Such authority to acquire or approve the acquisition of capital equipment or other property other than by lease from the ~~central equipment management~~ Indianapolis Fleet Services division may be restored by the administrator of the ~~central equipment management~~ Indianapolis Fleet Services division only by a determination by such administrator that such a restoration of authority is in the best interest of the city;

(4) Purchase and dispense fuel for authorized governmental vehicles and charge the cost of the same to the appropriate division or agency; and

(5) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 441, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 441, 1993 on October 4, 1993. The proposal, sponsored by Councillors Smith, Moriarty and Shambaugh, authorizes the direct payment of township poor relief claim vouchers by trustees. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 441, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Golc

Proposal No. 441, 1993 was retitled GENERAL RESOLUTION NO. 18, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 18, 1993

A GENERAL RESOLUTION authorizing the direct payment of township poor relief claim vouchers by trustees.

WHEREAS, it is the intent of this resolution to streamline government and stimulate more competition by reducing the paperwork between the Marion County auditor and the township trustee offices to expedite the payments of poor relief vouchers presented by vendors; and

WHEREAS, Senate Enrolled Act 376, P.L. 145, which was passed by the 1993 Indiana General Assembly and signed into law, provides that the City-County Council may authorize township trustees to pay poor relief claims against the township in the same manner that other claims against the township are paid; and

WHEREAS, such direct pay of poor relief obligations to vendors must be paid within forty-five (45) days, and the trustees shall make quarterly information reports to the county auditor; and

WHEREAS, the new state law requires an authorization resolution by the Indianapolis city-county council to become effective in Marion County, now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby authorizes pursuant to IC 12-20-20-1(c) the payment of poor relief claims by the following Marion County townships commencing January 1, 1994: Center, Decatur, Franklin, Lawrence, Perry, Pike, Warren, Washington and Wayne.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 444, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 444, 1993 on October 6, 1993. The proposal, sponsored by Councillor Franklin, transfers and appropriates $950 for the Superior Court, Criminal Division, Room Four, to cover maintenance contracts and postage expense. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Franklin, for adoption. Proposal No. 444, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:

3 NOT VOTING: Franklin, Golc, Short

Proposal No. 444, 1993 was retitled FISCAL ORDINANCE NO. 78, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Nine Hundred Fifty Dollars ($950) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Four, and reducing certain other appropriations for that Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (hh) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room Four, to pay for maintenance contracts and postage stamps.

SECTION 2. The sum of Nine Hundred Fifty Dollars ($950) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM FOUR	COUNTY GENERAL FUND
3. Other Services and Charges	$950
TOTAL INCREASE	$950

SECTION 4. The said increased appropriation is funded by the following reduction:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM FOUR	COUNTY GENERAL FUND
4. Capital Outlay	$950
TOTAL REDUCTION	$950

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 479 and 480, 1993. Councillor Rhodes asked for consent to vote on these proposals together. Consent was given. PROPOSAL NO. 479, 1993. The proposal amends the Code by repealing Section 6-11 concerning milk cows. PROPOSAL NO. 480, 1993. The proposal amends the Code by repealing Section 17-932 concerning pigeon eradication. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal Nos. 479 and 480, 1993 on October 4, 1993. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal Nos. 479 and 480, 1993 were adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 479, 1993 was retitled GENERAL ORDINANCE NO. 122, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 122, 1993

A GENERAL ORDINANCE amending Section 6-11 of the Code dealing with required permitting for milk cows.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 6-11 of the Code of Indianapolis and Marion County, Indiana is hereby amended by deleting the language stricken-through to read as follows:

~~Sec. 6-11. Keeping milk cows; permit required.~~

~~(a) It shall be unlawful for any person to keep or maintain more than one (1) milk cow within the police special service district of the city; provided, however, that this shall not apply to cows kept for sale or slaughter at stockyards or slaughterhouses. Any person desiring so to keep or maintain a milk cow shall apply to the city controller for a permit therefor, who shall refer such application to the health authorities having jurisdiction thereof. The health authorities shall adopt and promulgate rules and regulations relating to the conditions of the premises within the city upon which such applicant desires to keep the cow. The rules, after adoption and publication thereof for two (2) consecutive weeks in a newspaper printed and published in the English language in the city, shall have the force and effect of ordinances adopted by the city-county council.~~

~~(b) The health authorities shall cause premises on which a milk cow is proposed to be kept to be inspected and, if found in all things to comply with all rules and regulations so adopted relating to the premises, they shall approve the application for the permit required by subsection (a) and the controller shall issue the permit to such applicant upon the payment of the fee of one dollar ($1.00), which shall go into the general fund of the city. No such permit shall be issued without the approval of the health authorities.~~

~~(c) The permittee under this section shall at all times maintain the premises described in his application for a permit in such condition to comply with the rules and regulations of the health authorities. If at any time such premises are found in a condition otherwise than as so required, the permit shall be canceled by the health authorities or by the mayor.~~

~~(d) A permit issued pursuant to this section shall be renewed on the second Monday in January next after its issuance, and shall be in force one (1) year from January first of said year unless sooner revoked.~~

~~(e) A milk cow shall be kept on the premises under or controlled by the person to whom a permit is granted and not allowed to go upon the streets, alleys, highways, or other public places in the city, or upon the premises of any other person, except when attended and as authorized by such permit.~~

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 480, 1993 was retitled GENERAL ORDINANCE NO. 123, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 123, 1993

A GENERAL ORDINANCE amending Section 17-932 of the Code dealing with pigeon eradication.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 17-932 of the Code of Indianapolis and Marion County, Indiana is hereby amended by deleting the language stricken-through to read as follows:

ARTICLE XXVI. MISCELLANEOUS BUSINESSES

~~Sec. 17-932. Pigeon eradicator.~~

~~(a) It shall be unlawful for any person to engage in the activity commonly known as pigeon eradication without first having obtained a license therefor from the controller.~~

~~(b) The annual fee for a license required by subsection (a) shall be fife dollars ($5.00).~~

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 481, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 481, 1993 on October 4, 1993. The proposal, sponsored by Councillor Franklin, authorizes the transfer of lawn-mowing equipment from the Department of Administration to the Executive Council of Senior High Rise Communities, Inc. for use in maintaining Public Housing Division properties. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Franklin, for adoption. Proposal No. 481, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Dowden

Proposal No. 481, 1993 was retitled SPECIAL RESOLUTION NO. 69, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 69, 1993

A SPECIAL RESOLUTION authorizing the transfer of a Toro Riding Mower and a King Carrier Lowboy Trailer from the City of Indianapolis, Department of Administration, on behalf of the Central Equipment Management Division, to The Executive Council of Senior High Rise Communities, Inc., for use in maintaining the City's Public Housing Division properties.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to section 2-516 of the Code of Indianapolis and Marion County which requires City-County Council approval for the transfer of personal property which was valued at Five Thousand Dollars ($5,000.00) or more originally, the City-County Council authorizes the transfer of one Toro Riding Mower, Serial No. 70754, and one King Carrier Lowboy Trailer, Serial No. CT7078-24OT-550, by the Department of Administration, Central Equipment Management Division, to The Executive Council of Senior High Rise Communities, Inc. The transfer shall be at the terms and conditions specified in the Transfer Agreement attached to this Resolution as Exhibit A.

SECTION 2. The original purchase price of the Toro Riding Mower was Eight Thousand Five Hundred Sixty Dollars ($8,560.00). The original purchase price of the King Carrier Lowboy Trailer was Three Thousand Dollars ($3,000.00).

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A
TRANSFER AGREEMENT

THIS TRANSFER AGREEMENT (hereinafter referred to as "Agreement"), executed by and between the City of Indianapolis, Department of Administration, on behalf of the Central Equipment Management Division (hereinafter referred to as "City"), and The Executive Council of Senior High Rise Communities, Inc. (hereinafter referred to as the "Resident Management Corporation" or "RMC");

WITNESSETH THAT:

WHEREAS, City no longer has need of certain lawn-mowing equipment; and

WHEREAS, RMC provides lawn-mowing services to the City of Indianapolis Public Housing Division and desires to own lawn-mowing equipment; and

WHEREAS, City and RMC seek to enter into an agreement for the transfer of certain of City's lawn-mowing equipment to RMC to assist RMC in providing lawn-mowing services to City.

NOW, THEREFORE, in consideration of the mutual promises and covenants hereinafter enumerated, the parties agree as follows:

SECTION 1. EQUIPMENT.

The lawn-mowing equipment referred to in this Agreement is a Toro Riding Mower, #88-081, Serial No. 70754, and a King Carrier Lowboy Trailer, #83-333, Serial No. CT7078-24OT-550 (hereinafter referred to as "Equipment").

SECTION 2. COMPENSATION.

Upon complete execution of this Agreement, RMC shall pay City the nominal sum of One Dollar ($1.00) for the Equipment.

SECTION 3. WARRANTY.

(a) City makes no warranty, express or implied, as to any matter whatsoever including the condition of the Equipment, its merchantability, or its fitness for any particular purpose. City transfers the Equipment to RMC "as is".

(b) RMC warrants that it is an Indiana not-for-profit corporation as defined by Ind. Code 36-1-11-1(b)(7) and an eligible corporation as defined by Section 2-513 of the Code of Indianapolis and Marion County, Indiana.

SECTION 4. INDEMNIFICATION.

RMC agrees to indemnify and hold harmless City, its officers, agents, officials, and employees from any and all claims, actions, causes of action, judgments and liens (including costs and attorney's fees) resulting from any loss or damage to the Equipment, injuries or deaths of persons, and damage to property arising from or incident to the use, operation, or storage of the Equipment by RMC or a third party.

SECTION 5. APPLICABLE LAWS.

This Agreement shall be governed by the laws of the State of Indiana and by all municipal ordinances and codes of Indianapolis and Marion County, Indiana, as the same shall be in full force and effect upon the date this Agreement is executed.

SECTION 6. SEVERABILITY.

If any provision of this Agreement is held invalid, illegal, or unenforceable by a court of competent jurisdiction, the provision shall be stricken, and all other provisions of this

Agreement which can operate independently of such stricken provision shall continue in full force and effect.

SECTION 7. INTEGRATION.

This Agreement represents the entire understanding between City and RMC and supersedes all prior negotiations, representations, and/or contracts, either oral or written.

IN WITNESS WHEREOF, City and RMC have executed this Agreement on the dates subscribed below.

CITY:	RMC:
Joseph E. Loftus, Deputy Mayor and Director of the Department of Administration	
Date:	Date:
Approved as to legal form and adequacy: Sue A. Beesley, Corporation Counsel	Approved as to legal form and adequacy:
Margaret E. Piety Assistant Corporation Counsel for the City of Indianapolis	Roderick E. Bohannan Counsel for RMC
Date:	Date:

Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 415, 492, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528 and 529, 1993 on October 7, 1993. He asked for consent to group the proposals as he deemed necessary. Consent was given.

PROPOSAL NO. 415, 1993. The proposal amends the Code by (1) increasing the speed limit on Harding Street from Kentucky Avenue to Oliver Street from 35 mph to 40 mph, and (2) authorizing a traffic signal at Harding Street and Howard Street (Districts 17, 25). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Borst, for adoption. Proposal No. 415, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Boyd, Gilmer, Ruhmkorff

Proposal No. 415, 1993 was retitled GENERAL ORDINANCE NO. 124, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 124, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits; and Section 29-92, Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

35 MPH
Harding Street, from
Kentucky Avenue to Oliver Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

40 MPH
Harding Street, from
Kentucky Avenue to Oliver Street

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be and the same is hereby amended by the deletion of the following to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
31, Pg. 3	Harding St & Howard St	Harding St	Stop

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be and the same is hereby amended by the addition of the following to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
31, Pg. 3	Harding St & Howard St	None	Signal

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 492, 1993. The proposal amends the Code by authorizing a traffic signal at Center Run Road (8350 N) and Venture/Castle Plaza Drive (District 4). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Dowden for adoption. Proposal No. 492, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Brents, Gilmer, Ruhmkorff

Proposal No. 492, 1993 was retitled GENERAL ORDINANCE NO. 125, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 125, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
6, Pg. 4	Center Run Rd & Venture/Castleton Plaza Drive Entrance (8350 N)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 511, 512, 513, 514, 515, 516, 517 and 518, 1993. PROPOSAL NO. 511, 1993. The proposal amends the Code by authorizing intersection controls for the Parc Estates subdivision (District 18). PROPOSAL NO. 512, 1993. The proposal amends the Code by authorizing stop signs for the New Heritage subdivision (District 19). PROPOSAL NO. 513, 1993. The proposal amends the Code by authorizing intersection controls for the Oakforge Woods subdivision (District 9). PROPOSAL NO. 514, 1993. The proposal amends the Code by authorizing intersection controls for the Westwood subdivision (District 18). PROPOSAL NO. 515, 1993. The proposal amends the Code by authorizing stop signs for the Killdeer Drive subdivision (District 24). PROPOSAL NO. 516, 1993. The proposal amends the Code by authorizing stop signs for the Rolling Ridge Pines subdivision (District 4). PROPOSAL NO. 517, 1993. The proposal amends the Code by authorizing stop signs for the Summer Hill subdivision (District 23). PROPOSAL NO. 518, 1993. The proposal amends the Code by authorizing stop signs for the Washington Industrial Park (District 19). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Smith, for adoption. Proposal Nos. 511, 512, 513, 514, 515, 516, 517 and 518, 1993 were adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Dowden, Giffin, O'Dell, Schneider

Proposal No. 511, 1993 was retitled GENERAL ORDINANCE NO. 126, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 126, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
22, Pg. 4	Fullerton Dr & Hollywood Tr	Fullerton Dr	Stop
22, Pg. 4	Fullerton Dr & 21st St	21st St	Stop
22, Pg. 4	Glendora Ct & Glendora Dr	Glendora Dr	Yield
22, Pg. 4	Glendora Dr & Pamona Dr	Glendora Dr	Stop
22, Pg. 5	Hollywood Tr & Pamona Dr	Hollywood Tr	Stop

22, Pg. 5	Pamona Ci & Pamona Dr	Pamona Dr	Yield
22, Pg. 5	Pamona Ct & Pamona Dr	Pamona Dr	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 512, 1993 was retitled GENERAL ORDINANCE NO. 127, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 127, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
29, Pg. 1	Cheshire Dr & Colchester Blvd	Cheshire Dr	Stop
29, Pg. 1	Colchester Blvd Sigsbee St	Sigsbee St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 513, 1993 was retitled GENERAL ORDINANCE NO. 128, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 128, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9, Pg. 3	Mapleforge Ci, Mapleforge Ct & Oakforge Ln	Oakforge Ln	Stop
9, Pg. 4	Oakforge Ln & Willowforge Ct	Oakforge Ln	Yield
9, Pg. 4	Oakforge Ln & 59th St	59th St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 514, 1993 was retitled GENERAL ORDINANCE NO. 129, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 129, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
22, Pg. 1	Beckenbauer Ln & Cryuff Ci	Beckenbauer Ln	Yield
22, Pg. 1	Beckenbauer Ln & Maradona Dr	Maradona Dr	Stop
22, Pg. 1	Beckenbauer Ln & Maradona Dr S	Maradona Dr S	Stop
22, Pg. 4	Gullit Way & Maradona Dr	Maradona Dr	Stop
22, Pg. 5	Maradona Dr S & Pele Place	Maradona Dr S	Yield
22, Pg. 5	Maradona Dr & Platini Place	Maradona Dr	Yield
22, Pg. 5	Maradona Dr & Soper Ci	Maradona Dr	Stop
22, Pg. 5	Maradona Dr & Tardelli Ln	Maradona Dr	Yield
22, Pg. 5	Maradona Dr & 21st St	21st St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 515, 1993 was retitled GENERAL ORDINANCE NO. 130, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 130, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
47, Pg. 2	Gray Rd & Killdeer Dr	Gray Rd	Stop

47, Pg. 2	Killdeer Dr & Southport Rd	Southport Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 516, 1993 was retitled GENERAL ORDINANCE NO. 131, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 131, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 1	Allisonville Rd & Rolling Pines Ct	Allisonville Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 517, 1993 was retitled GENERAL ORDINANCE NO. 132, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 132, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
41, Pg. 1	Franklin Rd & Midsummer Dr	Franklin Rd	Stop
41, Pg. 2	Midsummer Dr & Sunchase Dr	Midsummer Dr	Stop
41, Pg. 2	Midsummer Dr & Sungate Ct	Sungate Ct	Stop
41, Pg. 2	Springway Dr & Sungate Ct	Sungate Ct	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 518, 1993 was retitled GENERAL ORDINANCE NO. 133, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 133, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
29, Pg. 2	Girls School Rd & Miles Dr	Girls School Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 519, 1993. The proposal amends the Code by authorizing a traffic signal at German Church Road and 21st Street (District 12). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 519, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Boyd, Giffin, Gilmer, SerVaas

Proposal No. 519, 1993 was retitled GENERAL ORDINANCE NO. 134, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 134, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
28, Pg. 2	German Church Rd & 21st St	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
28, Pg. 2	German Church Rd & 21st St	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 520, 521, 522, 523 and 524, 1993. PROPOSAL NO. 520, 1993. The proposal amends the Code by authorizing a multi-way stop at 84th Street and Pennsylvania Street (District 2). PROPOSAL NO. 521, 1993. The proposal amends the Code by authorizing a multi-way stop at 61st Street and Sherman Drive (District 7). PROPOSAL NO. 522, 1993. The proposal amends the Code by authorizing a multi-way stop at Michigan Street and Eaton Avenue (District 13). PROPOSAL NO. 523, 1993. The proposal amends the Code by authorizing a multi-way stop at 65th Street and Westfield Boulevard (Districts 2, 7). PROPOSAL NO. 524, 1993. The proposal amends the Code by authorizing a multi-way stop at Sugar Grove Avenue and 21st Street (District 16). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal Nos. 520, 521, 522, 523 and 524, 1993 were adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Boyd

Proposal No. 520, 1993 was retitled GENERAL ORDINANCE NO. 135, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 135, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 6	84th St & Pennsylvania St	Pennsylvania St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
4, Pg. 6	84th St & Pennsylvania St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 521, 1993 was retitled GENERAL ORDINANCE NO. 136, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 136, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 8	61st St & Sherman Dr	Sherman Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
12, Pg. 8	61st St & Sherman Dr	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 522, 1993 was retitled GENERAL ORDINANCE NO. 137, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 137, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
27, Pg. 3	Eaton Av & Michigan St	Michigan St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
27, Pg. 3	Eaton Av & Michigan St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 523, 1993 was retitled GENERAL ORDINANCE NO. 138, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 138, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
11, Pg. I4	Westfield Blvd & 65th St	Westfield Blvd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
11, Pg. I4	Westfield Blvd & 65th St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 524, 1993 was retitled GENERAL ORDINANCE NO. 139, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 139, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
24, Pg. I5	Sugar Grove Av & 21st St	21st St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
24, Pg. I5	Sugar Grove Av & 21st St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 525, 526, 527, 528 and 529, 1993. PROPOSAL NO. 525, 1993. The proposal amends the Code by authorizing a multi-way stop at Ohio Street and Pershing Avenue (District 17). PROPOSAL NO. 526, 1993. The proposal amends the Code by deleting rush hour parking restrictions for various downtown locations (Districts 16, 22). PROPOSAL NO. 527, 1993. The proposal amends the Code by authorizing parking restrictions on Franklin Road from Pendleton Pike to 52nd Street (Districts 5, 11, 14). PROPOSAL NO. 528, 1993. The proposal amends the Code by changing the speed limit on 34th Street from Lafayette Road to High School Road from 30 mph to 35 mph (District 8). PROPOSAL NO. 529, 1993. The proposal amends the Code by changing the speed limit on Georgetown Road from Lafayette Road to 79th Street from 45 mph to 40 mph (Districts 1, 9). By unanimous votes, the Committee reported the proposals to the Council with the

recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 525, 526, 527, 528 and 529, 1993 were adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 525, 1993 was retitled GENERAL ORDINANCE NO. 140, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 140, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
24, Pg. 13	Ohio St. WB, & Pershing Ave.	Pershing Ave.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
24, Pg. 13	Ohio St. WB, & Pershing Ave.	None	All Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 526, 1993 was retitled GENERAL ORDINANCE NO. 141, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 141, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAY AND SUNDAY
from 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.

Alabama Street, on the westside,
from North Street to Ohio Street

Capitol Avenue, on the westside,
from New York Street to Ohio Street

Meridian Street, on the westside,
from New York Street to Ohio Street

North Street, on the northside,
from Meridian Street to Illinois Street

from 6:00 a.m. to 9:00 a.m.

Alabama Street, on the westside,
from North Street to Ft. Wayne Avenue

Alabama Street, on the westside,
from North Street to Ohio Street

Capitol Avenue, on the westside,
from North Street to New York Street

from 3:00 p.m. to 6:00 p.m.

North Street, on the southside,
from Senate Avenue to Meridian Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 527, 1993 was retitled GENERAL ORDINANCE NO. 142, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 142, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Franklin Road, on both sides,
from Pendleton Pike to Fifty-second Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 528, 1993 was retitled GENERAL ORDINANCE NO. 143, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 143, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

35 MPH
34th Street, from
Lafayette Road to High School Road

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 529, 1993 was retitled GENERAL ORDINANCE NO. 117, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 117, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the deletion of the following, to wit:

45 MPH
Georgetown Road, from
Lafayette Road to 79th Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

40 MPH
Georgetown Road, from
Lafayette Road to 79th Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL SERVICE DISTRICT COUNCILS
SPECIAL ORDERS - PUBLIC HEARING

A quorum being present, the President called the Police Special Service District Council and the Fire Special Service District Council to order at 9:22 p.m.

POLICE SPECIAL SERVICE DISTRICT

PROPOSAL NO. 445, 1993. The proposal appropriates $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project. Councillor Dowden asked for consent to postpone Proposal No. 445, 1993 until October 25, 1993. Consent was given.

FIRE SPECIAL SERVICE DISTRICT

PROPOSAL NO. 446, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 446, 1993 on October 6, 1993. The proposal transfers and appropriates $1,159,500 for the Department of Public Safety, Fire Division, to cover personnel expenses through the end of the year and to pay the hydrant rental due the Indianapolis Water Company. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:26 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 446, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Giffin, Gray

Councillor Gray stated he abstained due to a conflict of interest.

Proposal No. 446, 1993 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1993 and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1993

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 1993 (Fire Special Service District Fiscal Ordinance No. I, 1992) transferring and appropriating an additional One Million One Hundred Nine Thousand Five Hundred Dollars ($1,109,500) in the Fire Service District Fund for purposes of the Department of Public Safety, Fire Division, reducing certain other appropriations for that Division and the unappropriated & unencumbered balance in the Fire Service District Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Fire Special Service District Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division to pay employees through the end of the year and pay vendors for past services.

SECTION 2. The sum of One Million One Hundred Nine Thousand Five Hundred Dollars ($1,109,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing appropriations and unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY FIRE DIVISION	FIRE SERVICE DISTRICT FUND
1. Personal Services	$ 300,000
3. Other Services and Charges	809,500
TOTAL INCREASE	$1,109,500

SECTION 4. The said additional appropriations are funded by the following reductions:

DEPARTMENT OF PUBLIC SAFETY FIRE DIVISION	FIRE SERVICE DISTRICT FUND
2. Supplies	$ 17,000
4. Capital Outlay	57,500
Unappropriated and Unencumbered Fire Service District Fund	1,035,000
TOTAL REDUCTION	$1,159,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

OLD BUSINESS

Councillor Williams stated that she would like to have a report on the building security issue. The President said that the Court Space Reorganization Commission has met concerning the space and security of the City-County Building. One plan is to move all courts into the east wing, which could be secured, and move some of the police administrative offices into the tower. Ron Reinking, Administrator, Building Authority, has worked out some excellent plans regarding this move and these plans have been shown to the judges. Another meeting will be held in November at which time a decision may be made as to the space and security matters.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Mr. A. C. Miller. Councillor Boyd respectfully asked for the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family advising of this action. Councillor West seconded the motion and it passed by unanimous voice vote.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:35 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 11th day of October, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas

President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, OCTOBER 25, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:06 p.m. on Monday, October 25, 1993, with Councillor SerVaas presiding.

Councillor Golc led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Schneider

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Hinkle introduced former Councillor Holley Holmes and Ann Glass, a member of the Wayne Township Board.

Councillor Gilmer recognized Maria Pimentel-Gannon, President of the Pike PTA (Parent Teacher Association) Council and Vice-President of the Marion County PTA Council. Ms. Pimentel-Gannon thanked the City-County Council for the recent appropriation of $1,370 for the Red Ribbon Celebration which promotes drug free education sponsored by the Marion County PTA.

Councillor McClamroch acknowledged the presence of Urban Merl, a member of the Marion County Liquor Board.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, October 25, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

October 12, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 14, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 549, 550, 551, 553, 554, 555, 557 and 558, 1993, to be held on Monday, October 25, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

F.S.S.D. FISCAL ORDINANCE NO. 3, 1993, transferring and appropriating $1,109,500 for the Department of Public Safety, Fire Division, to cover personnel expenses through the end of the year and to pay the hydrant rental due the Indianapolis Water Company

FISCAL ORDINANCE NO. 73, 1993, appropriating $17,500 for the Department of Public Safety, Emergency Management Planning Division, to cover administrative and project planning costs for the Emergency Management Siren Project

FISCAL ORDINANCE NO. 74, 1993, transferring and appropriating $93,053 for the Clerk of the Circuit Court to transfer the Court Services payroll into the Court Administrator's budget for 1993 and to cover shelving expenses at the juvenile facility

FISCAL ORDINANCE NO. 75, 1993, appropriating $1,370 for the County Commissioners to cover some of the expense for the Red Ribbon Celebration, which promotes drug free education, sponsored by the Marion County Parent Teachers Association

FISCAL ORDINANCE NO. 76, 1993, appropriating $66,000 for the Prosecuting Attorney to continue the Adult Protective Services for the 1994 fiscal year funded by a state grant

FISCAL ORDINANCE NO. 77, 1993, appropriating $7,754 for the Prosecuting Attorney for the Adult Protective Services which is a supplement to the annual state grant

FISCAL ORDINANCE NO. 78, 1993, transferring and appropriating $950 for the Superior Court, Criminal Division, Room Four, to cover maintenance contracts and postage expense

GENERAL ORDINANCE NO. 117, 1993, amending the Code by changing the speed limit on Georgetown Road from Lafayette Road to 79th Street from 45 mph to 40 mph
(Districts 1, 9)

GENERAL ORDINANCE NO. 118, 1993, amending the Code by establishing that vehicles used in an act of prostitution are public nuisances

GENERAL ORDINANCE NO. 119, 1993, amending the code by establishing that vehicles used in an act of prostitution which are public nuisances may be abated by sale at a public auction

GENERAL ORDINANCE NO. 121, 1993, amending Articles II and III of Chapter 221 of the Code by changing the name of the central equipment management division to Indianapolis Fleet Services division.

GENERAL ORDINANCE NO. 122, 1993, amending the Code by repealing Section 6-11 concerning milk cows

GENERAL ORDINANCE NO. 123, 1993, amending the Code by repealing Section 17-932 concerning pigeon eradication

GENERAL ORDINANCE NO. 124, 1993, amending the Code by (1) increasing the speed limit on Harding Street from Kentucky Avenue to Oliver Street from 35 mph to 40 mph, and (2) authorizing a traffic signal at Harding Street and Howard Street (Districts 17, 25)

GENERAL ORDINANCE NO. 125, 1993, amending the Code by authorizing a traffic signal at Center Run Road (8350 N) and Venture/Castle Plaza Drive (District 4)

GENERAL ORDINANCE NO. 126, 1993, amending the Code by authorizing intersection controls for the Parc Estates subdivision (District 18)

GENERAL ORDINANCE NO. 127, 1993, amending the Code by authorizing stop signs for the New Heritage subdivision (District 19)

GENERAL ORDINANCE NO. 128, 1993, amending the Code by authorizing intersection controls for the Oakforge Woods subdivision (District 9)

GENERAL ORDINANCE NO. 129, 1993, amending the Code by authorizing intersection controls for the Westwood subdivision (District 18)

GENERAL ORDINANCE NO. 130, 1993, amending the Code by authorizing stop signs for the Killdeer Drive subdivision (District 24)

GENERAL ORDINANCE NO. 131, 1993, amending the Code by authorizing stop signs for the Rolling Ridge Pines subdivision (District 4)

GENERAL ORDINANCE NO. 132, 1993, amending the Code by authorizing stop signs for the Summer Hill subdivision (District 23)

GENERAL ORDINANCE NO. 133, 1993, amending the Code by authorizing stop signs for the Washington Industrial Park (District 19)

GENERAL ORDINANCE NO. 134, 1993, amending the Code by authorizing a traffic signal at German Church Road and 21st Street (District 12)

GENERAL ORDINANCE NO. 135, 1993, amending the Code by authorizing a multi-way stop at 84th Street and Pennsylvania Street (District 2)

GENERAL ORDINANCE NO. 136, 1993, amending the Code by authorizing a multi-way stop at 61st Street and Sherman Drive (District 7)

GENERAL ORDINANCE NO. 137, 1993, amending the Code by authorizing a multi-way stop at Michigan Street and Eaton Avenue (District 13)

GENERAL ORDINANCE NO. 138, 1993, amending the Code by authorizing a multi-way stop at 65th Street and Westfield Boulevard (Districts 2, 7)

GENERAL ORDINANCE NO. 139, 1993, amending the Code by authorizing a multi-way stop at Sugar Grove Avenue and 21st Street (District 16)

GENERAL ORDINANCE NO. 140, 1993, amending the Code by authorizing a multi-way stop at Ohio Street and Pershing Avenue (District 17)

GENERAL ORDINANCE NO. 141, 1993, amending the Code by deleting rush hour parking restrictions for various downtown locations (Districts 16, 22)

GENERAL ORDINANCE NO. 142, 1993, amending the Code by authorizing parking restrictions on Franklin Road from Pendleton Pike to 52nd Street (Districts 5, 11, 14)

GENERAL ORDINANCE NO. 143, 1993, amending the Code by changing the speed limit on 34th Street from Lafayette Road to High School Road from 30 mph to 35 mph (District 8)

GENERAL RESOLUTION NO. 18, 1993, authorizing the direct payment of township poor relief claim vouchers by trustees

SPECIAL RESOLUTION NO. 65, 1993, remembering IPD Officer Teresa Jean Hawkins

SPECIAL RESOLUTION NO. 66, 1993, recognizing the services of Mark Bowell

SPECIAL RESOLUTION NO. 67, 1993, condemning unfunded federal mandates

SPECIAL RESOLUTION NO. 68, 1993, an Inducement Resolution for Sunrise Housing, Ltd, in an amount not to exceed $5,500,000 for the acquisition, renovation and equipping of existing multi-family residential rental facilities located at 47th and Georgetown Road

SPECIAL RESOLUTION NO. 69, 1993, authorizing the transfer of lawn-mowing equipment from the Department of Administration to the Executive Council of Senior High Rise Communities, Inc. for use in maintaining Public Housing Division properties

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of October 11, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 597, 1993. This proposal, sponsored by Councillors Borst and Coughenour, remembers Lynn Druding. Councillor Coughenour read the resolution and presented copies of the document to members of Ms. Druding's family. Councillor Coughenour moved, seconded by Councillor Borst, for adoption. Proposal No. 597, 1993 was adopted by unanimous voice vote.

Proposal No. 597, 1993 was retitled SPECIAL RESOLUTION NO. 70, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 70, 1993

A SPECIAL RESOLUTION remembering Lynn Druding.

WHEREAS, Mrs. Lynn Garrison Druding was the Special Assistant (and close confident) to former Indianapolis Mayor William H. Hudnut III from 1976 to 1991, and had served as the Manager of his District Office when Hudnut was a U.S. Congressman in the early 1970's; and

WHEREAS, after graduating magna cum laude from Western College in Oxford, Ohio, she worked for Lilly Research Laboratories, state government and the Beech Grove Schools; and

WHEREAS, being civic minded and choosing to try to help her beloved southside, Mrs. Druding was Presidents of the Parent-Teacher Organizations of Beech Grove Central Elementary School and High School, as well as the Beech Grove Jaycees Wives and Library Board, was a Girl Scout leader for eleven years, was a Precinct Committeeman and was the Beech Grove Republican Vice Ward Chairman for 27 years.

WHEREAS, while in the Mayor's Office she acted upon literally thousands of calls, hand scribbled notes and letters from citizens throughout the city who reported street signs down, chuckholes and dozens of other requests where this one lady every day expedited governmental services for the community, and for local officials; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes with sadness the loss of Mrs. Lynn Garrison Druding.

SECTION 2. She lived a full and exemplary life of volunteer and public service--a life that stands as a model of good citizenship.

SECTION 3. The Council expresses its heartfelt condolences to Mrs. Druding's daughter Nancy Ramey, son Randy Druding, her brother Max Garrison and to her grandchildren.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 598, 1993. This proposal, sponsored by Councillor Beadling, recognizes Raymond F. Benjamin and the St. Vincent de Paul Society. Joining Ms. Beadling at the podium were Councillor O'Dell; Robert Landwerlen, President, St. Vincent de Paul Society; William Campbell, Chairman, Finance Center Federal Credit Union; Jack McCool, Director, Finance Center Federal Credit Union; and Rita Euers, Marketing Director, Finance Center Federal Credit Union. Councillor Beadling read the resolution and presented a copy of the document to Mr. Benjamin, who expressed appreciation for the recognition. Messrs. Landwerlen, Campbell and McCool commended Mr. Benjamin on his work with the Society. Also present were a number of friends of Mr. Benjamin. Councillor Beadling moved, seconded by Councillor O'Dell, for adoption. Proposal No. 598, 1993 was adopted by unanimous voice vote.

Proposal No. 598, 1993 was retitled SPECIAL RESOLUTION NO. 71, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 71, 1993

A SPECIAL RESOLUTION recognizing Raymond F. Benjamin and the Society of St. Vincent de Paul Council of Indianapolis.

WHEREAS, the St. Vincent de Paul Society was founded in 1833 in Paris to help the poor and suffering; and

WHEREAS, in Indianapolis, the Society has been hard at work carrying out this unchanging mission by collecting and distributing household items, clothing and other necessities for the needy; and

WHEREAS, the local Society has outgrown three smaller buildings, and on October 17, 1993, moved into the large former J.C. Hirschman Mattress Co. building on East Maryland Street; and

WHEREAS, Raymond F. Benjamin, retired Director of the Finance Center Federal Credit Union, has served as the Society's Funding Committee Chairman and honorary "Chief Beggar", helped create a 20-year plan that was fulfilled in 15 years, and has been a guiding force within the Indianapolis Society's 1,000 volunteers, 28 food pantries, and now the new warehouse; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Society of St. Vincent de Paul Council of Indianapolis, and its biggest booster, Raymond F. Benjamin.

SECTION 2. Mr. Benjamin reflects the spirit of the Society's volunteers when he said, "Indianapolis has been good to me; if I can help one person, I'm satisfied."

SECTION 3. The Council wishes them well in their new home. Any city with people of vision and industry like Ray Benjamin is truly blessed.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 599, 1993. This proposal, sponsored by Councillor Giffin, requests the main meeting room of Krannert Park Family Center be named the Dwight L. Cottingham Room. Joining Mr. Giffin at the podium were Councillors Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith and West. Councillor Giffin read the resolution and presented a copy of the document to Mr. Cottingham, who expressed appreciation for the honor. The following expressed their support for this proposal and commended Mr. Cottingham on his dedication and hard work: President SerVaas, Councillors Boyd, Coughenour and Hinkle, and Ned Kalb, Administrator of Cooperative Extension. Councillor Giffin moved, seconded by Councillor Hinkle, for adoption. Proposal No. 599, 1993 was adopted by unanimous voice vote.

Proposal No. 599, 1993 was retitled SPECIAL RESOLUTION NO. 72, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 72, 1993

A SPECIAL RESOLUTION requesting the main meeting room of Krannert Park Family Center be named the Dwight L. Cottingham Room.

WHEREAS, during a time period which spanned 1967 through 1991, Dwight L. Cottingham served on the Indianapolis City-County Council; and

WHEREAS, for a longer time than that, Mr. Cottingham helped thousands of young people in Wayne Township and throughout the county in the 4-H program; and

WHEREAS, as an adult 4-H leader, he was a hands-on helper, coach, advisor, and motivator for the youth in the 4-H projects; he willingly gave countless hours of organization and administrative time with the adults; and he steadfastly promoted the 4-H and other youth programs while he was an elected official; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends Dwight L. Cottingham --a respected elected official, "Mr. Everything" in the Marion County 4-H organization, and a tremendous positive influence upon this community's young people in the second half of the Twentieth Century.

SECTION 2. As an expression of thanks for his dedication and hard work, the Council asks the Indianapolis Board of Parks and Recreation to name meeting rooms 2 and 3 in the Krannert Family Center of Krannert Park at 605 South High School Road, the DWIGHT L. COTTINGHAM ROOM.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 485, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 485, 1993 on October 20, 1993. The proposal confirms the Marion County Public Defender Board's nomination of Frances Watson Hardy as Marion County Chief Public Defender. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 485, 1993 was adopted by a majority voice vote.

Councillor West introduced Ms. Hardy.

Proposal No. 485, 1993 was retitled COUNCIL RESOLUTION NO. 64, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 64, 1993

A COUNCIL RESOLUTION confirming the Marion County Public Defender Board's nomination of Frances Watson Hardy as Marion County Chief Public Defender.

WHEREAS, pursuant to Sec. 246-4 of the "Revised Code of the Consolidated City and County", a Marion County Public Defender Board nomination of the Marion County Chief Public Defender is subject to the approval of the City-County Council; and

WHEREAS, the Marion County Public Defender Board has submitted to this Council the name of Frances Watson Hardy to serve as Marion County Chief Public Defender; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Frances Watson Hardy is approved and confirmed by the City-County Council to serve as Marion County Chief Public Defender.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 569, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the Lilly Access Drive with Raymond Street approximately 2,200 feet east of Harding Street; said signal shall be the sole responsibility of Lilly, including design,

construction and energy costs (District 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 588, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $25,000 for the County Auditor to provide funds for the Indianapolis Challenge, a local coordinating council promoting a drug-free community"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 589, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $2,500 for the Franklin Township Assessor to purchase new plat books"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 590, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $28,702 for the County Coroner to satisfy an outstanding obligation for contractual services rendered in December of 1992 by University Clinical Pathology Associates, P.C."; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 591, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 592, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reallocating $312,021 to fund the 1993 budget of the Supplemental Public Defender Fees Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 593, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $17,560 for Community Corrections to amend a home detention equipment lease agreement by changing it to a purchase agreement"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 594, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $173,560 for Community Corrections to finance additional home detention units and residential beds funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 595, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $150,666 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1993-94 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 596, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the transfer of the Mark DiSuvero "Snow Plow" sculpture to the Indianapolis Museum of Art"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 600, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Michael B. Stayton as Director of the Department of Public Works for a term ending December 31, 1993"; and the President referred it to the Public Works Committee.

[Clerk's Note: Proposal No. 601, 1993 was withdrawn.]

PROPOSAL NO. 602, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Secs. 8½-2 and 8½-61 of the Code pertaining to definitions and subscribers' rates and charges for cable television services"; and the President referred it to the Administration and Finance Committee.

Councillor Hinkle moved to suspend the rules and hear Proposal No. 600, 1993 at this time. Councillor Short seconded the motion and it passed by unanimous voice vote.

PROPOSAL NO. 600, 1993. The proposal, sponsored by Councillor Coughenour, approves the Mayor's appointment of Michael B. Stayton as Director of the Department of Public Works for a term ending December 31, 1993. Councillor Hinkle said that the appointment was discussed at the last Public Works Committee meeting and the Committee unanimously recommends it. Mr. Stayton was introduced and stated that he looks forward to working with the Council. Proposal No. 600, 1993 was adopted by unanimous voice vote.

Proposal No. 600, 1993 was retitled COUNCIL RESOLUTION NO. 65, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 65, 1993

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael B. Stayton as Director of the Department of Public Works for a term ending December 31, 1993.

WHEREAS, pursuant to IC 36-3-3-8 and Sec. 261-11 of the "Revised Code of the Consolidated City and County", a mayoral appointment of the Director of the Department of Public Works is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Michael B. Stayton to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 1993; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael B. Stayton is approved and confirmed by the City-County Council to serve as Director of the Department of Public Works at the pleasure of the Mayor for a term ending December 31, 1993.

SECTION. 2 This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 603-612, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 22, 1993".

Councillor Brents moved that Proposal No. 605, 1993 be scheduled for a public hearing:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 605, 1993 (Rezoning Petition No. 93-Z-116 (DP-11)) be scheduled for a hearing before this Council at its next regular meeting on November 8, 1993 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

/s/Councillor Brents

Councillor Gray seconded the motion and it passed by unanimous voice vote. Proposal No. 605, 1993 is identified as follows:

93-Z-116 (DP-11) WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 16.
2940 COLD SPRING ROAD (approximate address), INDIANAPOLIS.
RIVERSIDE PLACE L.P.-1992, by Philip C. Thrasher, requests the rezoning of 12.509 acres, being in the D-6II and C-1 Districts, to the D-P classification to provide for a 152 apartment unit development with a community building to be used as a daycare facility.

Mr. Elrod read the following announcement:

This Council will hold a public hearing on Rezoning Petition No. 93-Z-116 (DP-11), Council Proposal No. 605, 1993, at its next regular meeting on November 8, 1993, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 12.509 acres at 2940 Cold Spring Road from D-6II and C-I to DP classification to provide for a 152 apartment unit development with a community building to be used as a daycare facility.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

The Council did not schedule Proposal Nos. 603, 604, 606-612, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 603, 604, 606-612, 1993 were retitled REZONING ORDINANCE NOS. 145-153, 1993 and are identified as follows:

REZONING ORDINANCE NO. 145, 1993. 93-Z-88A PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 02.
8402 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.
GREENWALT DEVELOPMENT INCORPORATED, by Thomas Michael Quinn, requests the rezoning of 19.242 acres, being in the D-A, C-1 and C-S Districts, to the C-S classification to provide for a hardware store/home improvement center.

REZONING ORDINANCE NO. 146, 1993. 93-Z-88B PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 2.
8402 MICHIGAN ROAD (approximate address), INDIANAPOLIS.
GREENWALT DEVELOPMENT, INC., by Thomas Michael Quinn, requests the rezoning of 6.065 acres, being in the D-1 District, to the C-1 classification to provide for commercial office development.

REZONING ORDINANCE NO. 147, 1993. 93-Z-119 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
5350 ELMWOOD AVENUE (approximate address), INDIANAPOLIS.
EXPO BOWL, INC., by Brian J. Tuohy, requests the rezoning of 1.78 acres, being in the D-3 District, to the C-5 classification to provide for a parking lot for a bowling facility.

REZONING ORDINANCE NO. 148, 1993. 93-Z-122 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 1.
8750 ZIONSVILLE ROAD (approximate address), INDIANAPOLIS.
LEARNING TIME PRESCHOOL, INC. requests the rezoning of 2.916 acres, being in the C-S and C-3 Districts, to the C-S classification to provide for preschool, day nursery and kindergarten uses.

REZONING ORDINANCE NO. 149, 1993. 93-Z-134 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 24.
4098 KILLDEER DRIVE (approximate address), INDIANAPOLIS.
BASIC AMERICAN INDUSTRIES, INC., by David Retherford, requests the rezoning of 3.51 acres, being in the C-3 and C-6 District, to the C-S classification to provide for development of a self service storage facility.

REZONING ORDINANCE NO. 150, 1993. 93-Z-143 LAWRENCE TOWNSHIP.
COUNCILMANIC DISTRICT # 5.
10790 EAST 79TH STREET and 7910 SUNNYSIDE ROAD (approximate address), INDIANAPOLIS.
RONALD TABAK and GERALD CARRICO requests the rezoning of 6.253 acres, being in the D-A District, to the D-I classification to provide for residential development.

REZONING ORDINANCE NO. 151, 1993. 93-Z-144 DECATUR TOWNSHIP.
COUNCILMANIC DISTRICT # 19.
4906 KENTUCKY AVENUE (approximate address), INDIANAPOLIS.
AMOCO OIL COMPANY, by Stephen D. Mears, requests the rezoning of 2.3 acres, being in the D-3 and D-A Districts, to the C-4 classification to conform zoning to its use.

REZONING ORDINANCE NO. 152, 1993. 93-Z-149 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 24.
4101 EAST STOP 11 ROAD (approximate address), INDIANAPOLIS.
PERRY TOWNSHIP OF MARION COUNTY requests the rezoning of 1.53 acres, being in the SU-2 District, to the SU-9 classification to provide for the construction and use of a fire station.

REZONING ORDINANCE NO. 153, 1993. 93-Z-155 (DP-13) WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 3.
536 WEST 86TH STREET (approximate address), INDIANAPOLIS.
SIMON-KOSENE VENTURE, by Stephen D. Mears, requests the rezoning of 12.0 acres, being in the D-S District, to the D-P classification to provide for a single-family detached residential cluster community of 25 residences and a maximum density of 2.08 units per acre.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 448, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 448, 1993 on October 20, 1993. The proposal appropriates $25,600 for the Domestic Relations Counseling Bureau, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel expenses for the Visiting Nurse Service. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Golc, for adoption. Proposal No. 448, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, McClamroch, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, West, Williams

0 NAYS:
6 NOT VOTING: Black, Golc, Jones, Moriarty, Rhodes, Smith
1 NOT PRESENT: Schneider

Councillor Smith stated that he abstained due to a conflict of interest.

Proposal No. 448, 1993 was retitled FISCAL ORDINANCE NO. 79, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty-five Thousand Six Hundred Dollars ($25,600) in the State and Federal Grants Fund for purposes of the Domestic Relations Counseling Bureau and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (uu) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Domestic Relations Counseling Bureau to pay personnel costs for the Visiting Nurse Service.

SECTION 2. The sum of Twenty-five Thousand Six Hundred Dollars ($25,600) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DOMESTIC RELATIONS COUNSELING BUREAU	STATE AND FEDERAL GRANTS FUND
3. Other Services and Charges	$25,600
TOTAL INCREASE	$25,600

SECTION 4. The said additional appropriation is funded by the following reduction:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$25,600
TOTAL REDUCTION	$25,600

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 449, 1993. The proposal appropriates $1,680,320 for the Department of Public Works, Storm and Wastewater Management Division, to purchase and install flow meters and samplers and to pay consultant fees to continue the Combined Sewer Overflow Project for a period of one year. Councillor Coughenour asked for consent to postpone Proposal No. 449, 1993 until after the first of the year. Mr. Elrod stated that if the Committee is not going to act upon this proposal this budget year it needs to be stricken and re-introduced in the 1994 budget year. Councillor Coughenour concurred and moved to strike the proposal. Councillor Beadling seconded the motion. Proposal No. 449, 1993 was stricken by a unanimous voice vote.

PROPOSAL NO. 451, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 451, 1993 on October 13, 1993. The proposal appropriates $4,700,000 for the Department of Transportation (DOT), Asset Management Division, to cover the

expense of resurfacing approximately fifty lane miles of streets and of implementing a county-wide inventory of signals, streets and culverts. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer asked E. Mitchell Roob, Jr., Director, DOT, if the resurfacing projects have been identified. Mr. Roob replied that the resurfacing projects will be identified and added to the 1994 summer projects in order to give the utility companies enough lead time, especially with the Capital Improvement Program (CIP).

Councillor Black asked Mr. Roob if minorities are being hired for these projects. Mr. Roob answered that the City has a 10/2 criteria for CIP--10% of the subcontracting is to go to minority-owned businesses and 2% to women-owned businesses. The City also has a training program for minorities and the contractors are to hire workers from this program as part of the bid contract.

Councillor Ruhmkorff stated that last January the Councillors submitted to DOT a list of streets that they wanted resurfaced. She asked if this appropriation will fund any resurfacing that may be completed this year. Mr. Roob replied that this appropriation will be spent on 1994 repaving projects.

Councillor Borst stated that there has not been much repaving in his district. Mr. Roob stated that paving will continue through the end of November and a significant amount of work is being done in Perry Township. Mr. Roob said he will see that Councillor Borst receives a list of the work being done in his district.

The President called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Moriarty, for adoption. Proposal No. 451, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Giffin, Gray, Jones
1 NOT PRESENT: Schneider

Proposal No. 451, 1993 was retitled FISCAL ORDINANCE NO. 80, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City- County Fiscal Ordinance No. 57, 1992) appropriating an additional Four Million Seven Hundred Thousand Dollars ($4,700,000) in the Transportation General Fund for purposes of the Department of Transportation, Asset Management Division, and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Asset Management Division,

to resurface approximately fifty lane miles of streets and set priorities for future infrastructure projects by implementing a countywide inventory of signals, streets and culverts.

SECTION 2. The sum of Four Million Seven Hundred Thousand Dollars ($4,700,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION ASSET MANAGEMENT DIVISION	TRANSPORTATION GENERAL FUND
3. Other Services and Charges	$4,700,000
TOTAL INCREASE	$4,700,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	TRANSPORTATION GENERAL FUND
Unappropriated and Unencumbered Transportation General Fund	$4,700,000
TOTAL REDUCTION	$4,700,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 452, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 452, 1993 on October 13, 1993. The proposal appropriates $421,000 for the Department of Transportation, Operations Division, to replace 1993 funds which were used to pay 1992 residential thoroughfare and traffic energy bills. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:29 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 452, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Giffin, Gray, Jones, Ruhmkorff
1 NOT PRESENT: Schneider

Proposal No. 452, 1993 was retitled FISCAL ORDINANCE NO. 81, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Four Hundred Twenty-one Thousand Dollars ($421,000) in the Arterial Roads and Streets Fund for purposes of the Department of Transportation, Operations Division and reducing the unappropriated and unencumbered balance in the Arterial Roads and Streets Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Operations Division to replace 1993 funds used to pay for 1992 residential thoroughfare and traffic energy bills.

SECTION 2. The sum of Four Hundred Twenty-one Thousand Dollars ($421,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION OPERATIONS DIVISION	ARTERIAL ROADS AND STREETS FUND
3. Other Services and Charges	$421,000
TOTAL INCREASE	$421,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	ARTERIAL ROADS AND STREETS FUND
Unappropriated and Unencumbered Arterial Roads and Streets Fund	$421,000
TOTAL REDUCTION	$421,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 489, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 489, 1993 on October 20, 1993. The proposal appropriates $370,000 for the County Sheriff to cover food expense for the jail inmates through the end of the year. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:31 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 489, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
2 NOT VOTING: Gray, Jones
1 NOT PRESENT: Schneider

Proposal No. 489, 1993 was retitled FISCAL ORDINANCE NO. 82, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City- County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Hundred Seventy Thousand Dollars ($370,000) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (z) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to cover a shortfall in food supplies September through December 1993, due to inmate population exceeding numbers budgeted.

SECTION 2. The sum of Three Hundred Seventy Thousand Dollars ($370,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY SHERIFF	COUNTY GENERAL FUND
3. Other Services and Charges	$370,000
TOTAL INCREASE	$370,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$370,000
TOTAL REDUCTION	$370,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 491, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 491, 1993 on October 20, 1993. The proposal appropriates $18,100 for the Superior Court, Criminal Division, Probation Department, to cover postage, supplies and telephone service expenses. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:33 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 491, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Gray
1 NOT PRESENT: Schneider

Proposal No. 491, 1993 was retitled FISCAL ORDINANCE NO. 83, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City- County Fiscal Ordinance No. 57, 1992) appropriating an additional Eighteen Thousand One Hundred Dollars ($18,100) in the Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (II) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Probation Department to purchase supplies and pay for additional telephone service charges.

SECTION 2. The sum of Eighteen Thousand One Hundred Dollars ($18,100) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION PROBATION DEPARTMENT	ADULT PROBATION FEES FUND
2. Supplies	$ 2,000
3. Other Services and Charges	16,100
TOTAL INCREASE	$18,100

SECTION 4. The said additional appropriations are funded by the following reductions:

	ADULT PROBATION FEES FUND
Unappropriated and Unencumbered Adult Probation Fees Fund	$18,100
TOTAL REDUCTION	$18,100

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 549, 1993. The proposal appropriates $350,000 for the Marion County Healthcare Center to cover additional nursing staff salaries and to pay supplies, patient services and computer repair expenses. Councillor Ruhmkorff asked for consent to postpone Proposal No. 549, 1993 until November 8, 1993. Consent was given.

PROPOSAL NOS. 550 and 551, 1993. PROPOSAL NO. 550, 1993. The proposal appropriates $15,482 for the County Recorder to cover a 1992 remodeling cost and a payment on the Wang equipment with moneys appropriated in 1992, but not encumbered. PROPOSAL NO. 551, 1993. The proposal appropriates $12,600 for the County Recorder to cover postage and telephone expenses. Councillor Borst asked for consent to postpone Proposal Nos. 550 and 551, 1993 until November 8, 1993. Consent was given.

PROPOSAL NO. 553, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 553, 1993 on October 20, 1993. The proposal appropriates $47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:35 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 553, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Dowden
1 NOT PRESENT: Schneider

Proposal No. 553, 1993 was retitled FISCAL ORDINANCE NO. 84, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Forty-seven Thousand One Hundred Eighty-nine Dollars ($47,189) in the State & Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (z) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue with the Victim Assistance Program.

SECTION 2. The sum of Forty-seven Thousand One Hundred Eighty-nine Dollars ($47,189) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SHERIFF	STATE AND FEDERAL GRANTS FUND
I. Personal Services	$37,340
COUNTY AUDITOR	
I. Personal Services (fringes)	9,849
TOTAL INCREASE	$47,189

SECTION 4. The said additional appropriation is funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$47,189
TOTAL DECREASE	$47,189

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 554, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 554, 1993 on October 20, 1993. The proposal appropriates $23,283 for the County Sheriff to continue the Child Abuse Intervention Program funded by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:36 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 554, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Schneider

Proposal No. 554, 1993 was retitled FISCAL ORDINANCE NO. 85, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty-three Thousand Two Hundred Eighty-three Dollars ($23,283) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (z) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue funding the Child Abuse Intervention Program.

SECTION 2. The sum of Twenty-three Thousand Two Hundred Eighty-three Dollars ($23,283) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

	STATE AND FEDERAL GRANTS FUND
COUNTY SHERIFF	
1. Personal Services	$18,939
COUNTY AUDITOR	
1. Personal Services (fringes)	4,344
TOTAL INCREASE	$23,283

SECTION 4. The said additional appropriation is funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$23,283
TOTAL DECREASE	$23,283

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 555, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 555, 1993 on October 20, 1993. The proposal appropriates $30,703 for the Marion County Justice Agency to initiate a Pre-Trial Drug Testing program funded by a state grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:38 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 555, 1993 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Schneider

Proposal No. 555, 1993 was retitled FISCAL ORDINANCE NO. 86, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Thirty Thousand Seven Hundred and Three Dollars ($30,703) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (dd) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to continue

conducting a program which will screen arrestees for evidence of drug use prior to initial hearing in Municipal Court.

SECTION 2. The sum of Thirty Thousand Seven Hundred and Three Dollars ($30,703) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY JUSTICE AGENCY	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$17,253
2. Supplies	10,000
COUNTY AUDITOR	
1. Personal Services (fringes)	3,450
TOTAL INCREASE	$30,703

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$30,703
TOTAL REDUCTION	$30,703

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 557, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 557, 1993 on October 20, 1993. The proposal, sponsored by Councillor Borst, appropriates $3,500 for the Superior Court, Criminal Division, Probation Department, to pay for processing urine samples. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Ruhmkorff stated that under Legal Comments for this proposal Mr. Elrod stated, "It is not clear that the Justice Agency has authority to impose this fee." She asked if this has been resolved. Councillor Dowden responded that all the parties involved agreed on this procedure and process.

The President called for public testimony at 8:42 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 557, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
1 NOT PRESENT: Schneider

Proposal No. 557, 1993 was retitled FISCAL ORDINANCE NO. 87, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Thousand Five Hundred Dollars ($3,500) in the Adult Probation

Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (ll) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Probation Department to pay the Marion County Justice Agency $4 for each urine sample that they process.

SECTION 2. The sum of Three Thousand Five Hundred Dollars ($3,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION PROBATION DEPARTMENT	ADULT PROBATION FEES FUND
3. Other Services and Charges	$3,500
TOTAL INCREASE	$3,500

SECTION 4. The said additional appropriations are funded by the following reductions:

	ADULT PROBATION FEES FUND
Unappropriated and Unencumbered Adult Probation Fees Fund	$3,500
TOTAL REDUCTION	$3,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 558, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 558, 1993 on October 21, 1993. The proposal approves a loan agreement and a note between the City and the Local Public Improvement Bond Bank in the amount of $20,000,000 and appropriates said funds (Barrett projects). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Coughenour stated that Barrett Law projects can be initiated by property owners, the Marion County Health and Hospital, or the Department of Public Works. The Barrett Law process provides a joint funding effort between the City and property owners who are benefiting from these improvements, i.e., sewers. The City will now pay the contractors up front from DPW approved funds, payments made by property owners, or funds provided by this loan agreement. The bids should come in twenty to thirty-five percent lower. Property owners can choose the following options to pay their portion of these improvements:

1. pay prior to the commencement of construction,
2. pay after the construction is completed, or
3. pay their assessment plus 7% interest over ten years by signing Barrett Law waivers.

Councillor Moriarty asked if there is a term on the bond. James Snyder, Executive Director, Indianapolis Local Public Improvement Bond Bank, stated that there is a ten-year term. He said that the goal is to save the construction costs and reduce the assessments to the homeowners.

Councillor Moriarty asked if taxpayers will pay for this through property taxes. James Steele, Jr., City Controller, replied that with the ten-year wavier plan property owners will be billed

annually by the Controller's Office. This is a bill separate from property taxes, and due either in May or November.

Councillor Boyd urged the passage of this ordinance because it seems like a win-win situation. He believes that there will be a better opportunity for minority and small contractors to participate in these projects because of the cash-flow situation.

The President called for public testimony at 8:56 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 558, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Golc, Rhodes
1 NOT PRESENT: Schneider

Councillor Rhodes said although he supports the project, he will have to abstain due to a conflict of interest.

Proposal No. 558, 1993 was retitled SPECIAL ORDINANCE NO. 13, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 13, 1993

A SPECIAL ORDINANCE of the City of Indianapolis (the "City") authorizing the issuance of its City of Indianapolis Barrett Projects Note, Series 1993A (the "Note"), an obligation of the City in the aggregate principal amount not to exceed Twenty Million Dollars ($20,000,000), payable by Barrett Bonds issued by the City or from other moneys which may be available therefor, and approving and authorizing other actions in respect thereto.

WHEREAS, the City has been duly established and exists as a consolidated city of the first class in the State of Indiana pursuant to IC 36-3-1, et seq. and has been granted home rule powers by IC 36-1-3, et seq.; and

WHEREAS, the Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") is a public body corporate and politic, not a state agency, but an independent public instrumentality exercising essential public functions created under IC 5-1.4, et seq., as amended (the "Act"); and

WHEREAS, the City is a Qualified Entity (as defined in the Act).

WHEREAS, the Bond Bank is authorized under the Act to make loans to Qualified Entities; and

WHEREAS, the City is authorized to issue and sell the Note to the Bond Bank in accordance with IC 5-1.4-8-6; and

WHEREAS, pursuant to the authority granted under the Act and other applicable provisions of law, the Bond Bank has agreed to loan to the City an amount necessary to enable the City to finance certain of the Costs of Construction of the Barrett Projects (both as defined in the Loan Agreement) on a current and continuing basis; and

WHEREAS, the City desires to borrow pursuant to the Loan Agreement (the "Loan Agreement") attached hereto as Appendix A the Loan Amount (as defined in the Loan Agreement) from the Bond Bank subject to the terms and conditions of and for the purposes set forth herein; and

WHEREAS, the City intends to issue its Note to evidence its borrowing from the Bond Bank; and

WHEREAS, the City will through its Department of Public Works, or any successor thereto, use the proceeds from the sale of the Note to pay the Costs of Construction of the Barrett Projects on a monthly basis; and

WHEREAS, the City plans to repay its Note by issuing its Barrett Bonds (as defined in the Loan Agreement) to the Bond Bank or by repaying it from other moneys which may be available; and

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the Costs of Construction of the Barrett Projects and the issuance of the Note has been authorized to procure funds and an extraordinary emergency and necessity exists for making the additional appropriation set out herein; and

WHEREAS, the Clerk of this City-County Council (the "Clerk") has caused notice of a hearing on said appropriation to be published as required by law; and

WHEREAS, such public hearing on said appropriation was held at a meeting of this City-County Council on _____, 1993 at _____ EST in the Public Assembly Room on the second floor of they City-County Building, Indianapolis, Indiana at which all taxpayers and interested persons had an opportunity to appear and express their views as to such additional appropriation; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City shall proceed to provide funding for the Barrett Projects.

SECTION 2. For the purpose of procuring funds to pay for the Barrett Projects, including all expenses in connection with or on account of the issuance of the Note, the City shall enter into a Loan Agreement and Note in an amount not to exceed Twenty Million Dollars ($20,000,000).

The Controller of the City (the "Controller") is hereby authorized and directed to have prepared and to issue and sell to the Bond Bank the Note designated as "City of Indianapolis Barrett Projects Note, Series I993A", in an amount not to exceed Twenty Million Dollars ($20,000,000). The Note shall be issued pursuant to a loan agreement similar in form and substance to the Loan Agreement.

The Note shall have a final maturity no later than November 1, 1997, in amounts negotiated with the Bond Bank, shall have a net interest cost which does not exceed _____ percent (__%), shall be sold at par or with an original issue discount which does not exceed _____ percent (__%), shall be in a form similar in substance and content to the form of the Note contained in the Loan Agreement.

The Note or a portion thereof may be redeemable prior to maturity upon terms and conditions provided in the Loan Agreement as are further detailed through negotiation with the Bond Bank by the Controller and the Mayor of the City (the "Mayor") consistent with the best interest of the City and the terms of this Ordinance.

SECTION 3. The Controller and the Mayor are hereby authorized and directed to sell the Note issued to the Bond Bank at a negotiated sale.

Prior to delivery of the Note, the Controller shall obtain a legal opinion as to the validity of the Note and shall furnish such opinion addressed to the Bond Bank. The Cost of said opinion shall be considered as part of the costs incidental to these proceedings and shall be paid out of proceeds of the Note.

SECTION 4. The Loan Agreement and the Note contemplated by this Special Ordinance shall, upon execution, as contemplated herein, constitute the valid, legal and binding obligations of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 5. The City-County Council hereby approves the Loan Agreement and the Note, in the form attached hereto as Appendix A and the Mayor is hereby authorized and directed to execute, and the Clerk is hereby authorized and directed to attest and affix the seal of the City to, the Loan Agreement and the Note with such changes and revisions thereto as they deem necessary or appropriate to consummate the transaction contemplated hereby if such changes do not increase the interest rates, principal amount or discount in excess of that authorized in Section 2, and such execution and attestation shall be conclusive evidence of their approval of such changes and revisions. The Loan Agreement and the Note in the forms executed shall constitute the valid, legal and binding agreements of the City, the full performance and satisfaction of which by the City is hereby authorized and directed.

SECTION 6. The Mayor is hereby authorized to execute the Note with his manual or facsimile signature, and the Clerk is hereby authorized to attest the Note with her manual or facsimile signature, and cause the seal of the City to be impressed or a facsimile thereof to be printed on the Note, all in the form and manner herein provided. Upon the consummation of the sale of the Note, the Controller and the Treasurer of the County, ex-officio Treasurer of the City, shall be authorized to receive the proceeds of the Note from the Bond Bank in the manner provided by law.

SECTION 7. The City-County Council hereby authorizes and directs any officers of the City, and each of them, for and on behalf of the City, and hereby authorizes and directs any officers of the County, and each of them, for an on behalf of the County, to prepare, execute and deliver any and all instruments, letters, certificates, agreements or documents as the officer executing the same determines are necessary or appropriate to effect and to consummate the transactions described in this Ordinance and the Appendix hereto, such determination to be conclusively evidenced by such officer's execution thereof.

SECTION 8. The City-County Council hereby authorizes and directs any officers of the City, and each of them, for and on behalf of the City, and hereby authorizes and directs any officers of the County, and each of them, for and on behalf of the County, to take any actions as such officer determines is necessary or appropriate to consummate the transactions contemplated by or to accomplish the purposes of this Special Ordinance, such determination to be conclusively evidenced by such officer's taking of such action.

SECTION 9. After passage and upon execution of the Loan Agreement by the Mayor and attestation by the City Clerk, this Special Ordinance shall be irrevocable and shall not be amended in any manner which would adversely affect the rights of the holder of the Note until the Note has been paid in full.

SECTION 10. The proceeds derived from the sale of the Note and all investment earnings thereon shall be, and they hereby are, appropriated by the City-County Council for the purpose of procuring funds to pay for the Costs of Construction of the Barrett Projects, including all expenses in connection with or on account of the issuance of the Note.

SECTION I1. Such appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the activities described in Section I0 above. Any surplus of such proceeds shall be credited to the proper fund as provided by law.

SECTION I2. The Clerk is hereby authorized and directed to certify a copy of this Special Ordinance together with such other proceedings and actions as may be necessary to the Controller for purposes of reporting to the State Board of Tax Commissioners for the purpose of complying with IC 6-I.I-I8-5.

SECTION I3. This Special Ordinance shall rescind and repeal any portions of any special ordinances or general ordinances of the City or County which conflict with the terms hereof if the conflict would have a material adverse impact on the Note.

SECTION I4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

APPENDIX A TO CITY-COUNTY SPECIAL ORDINANCE , 1993

LOAN AGREEMENT

THIS LOAN AGREEMENT, dated as of the ____ day of _____, 1993, between The Indianapolis Local Public Improvement Bond Bank, a body corporate and politic (the "Bond Bank"), created pursuant to the provisions of Indiana Code 5-I.4 ("the Act"), having its principal place of business in the City of Indianapolis, and the City of Indianapolis, a consolidated city of the first class with home rule powers organized and existing under the laws of the State of Indiana, located in Marion County, Indiana ("City").

WITNESSETH:

WHEREAS, pursuant to the Act, the Bond Bank is authorized to purchase securities (as defined in the Act)("Securities"), issued by qualified entities (as defined in the Act); and

WHEREAS, the City has duly authorized the issuance of its note designated City of Indianapolis Barrett Projects Note, Series I993A in the principal amount not to exceed Twenty Million Dollars ($20,000,000)(the "Note"), and the Note is a Security to be purchased by the Bond Bank in accordance with this Loan Agreement; and

WHEREAS, the Bond Bank has adopted a resolution authorizing the purchase of the Note.

NOW, THEREFORE, the Bond Bank and the City agree:

ARTICLE I
DEFINITIONS

Unless the context or use indicates another meaning or intent, the following words and terms when capitalized and used in this Loan Agreement have the following meanings:

"Act" means Indiana Code 5-1.4, as amended.

"Barrett Project Fund" means the Department of Public Works Barrett Project Fund No. __.

"Barrett Projects" means generally the construction, which includes, planning, supervising, inspecting, actual building and all expenses incidental to the construction of local public improvement projects within the City as permitted by IC 36-9-36, IC 36-9-37, IC 36-9-38 and IC 36-9-39 including, but not limited to, those sewer projects described in Exhibit __.

"Bond Bank" means Indianapolis Local Public Improvement Bond Bank, a public body politic and corporate, not a state agency, but an independent public instrumentality exercising essential public functions, duly organized and existing under the Act, and its successors and assigns.

"City" means the City of Indianapolis, Indiana and any successor.

"Code" means the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

"Costs of Construction" means all costs associated with the Barrett Projects.

"Department" means the City's Department of Public Works or its successors.

"Event of Default" means a failure by the City to make any payment pursuant to the Note.

"Line of Credit Bank" means the state or federally chartered financial institution designated by the Bond Bank from time to time to provide the Bond Bank with a revolving line of credit

"Loan Advances" means each advance of money by the Bond Bank from its line of credit with the Line of Credit Bank to the City pursuant to a requisition of the City signed by the City's fiscal officer.

"Loan" means the loan made to the City evidenced by the Note.

"Loan Amount" means the aggregate principal amount of money loaned from time to time by the Bond Bank to the City as evidenced by the Record of Loan Advances shown on the Note which shall not exceed Twenty Million Dollars ($20,000,000) together with interest thereon as provided in the Note.

"Note" means the promissory note in substantially the form attached to this Loan Agreement as Exhibit A with such changes as are provided for herein, made by the City and payable to the Bond Bank and providing for Loan Payments.

"Ordinance" means this City-County Special Ordinance No. _ 1993.

"State" means the State of Indiana.

(End of Article I)

ARTICLE II
THE LOAN, LOAN ADVANCES AND NOTE

Section 2.01. The Loan. (a) The Bond Bank shall loan moneys to the City up to the Loan Amount subject to the terms and conditions contained herein, and the City shall appropriate all Loan Advances to the Department's Barrett Project Fund. The Bond Bank does not warrant or represent that the amount deposited in the Department's Barrett Project Fund will be sufficient to pay all Costs of Construction associated with the Barrett Projects.

(b) Loan Advances. The Bond Bank shall cause the Line of Credit Bank to advance to the City for the account of the Bond Bank up to Twenty Million Dollars ($20,000,000) from the Bond Bank's line of credit. Each Loan Advance shall be made by the Line of Credit Bank directly to the Department's Barrett Project Fund, upon a receipt of a requisition requesting such an advance signed by the City's fiscal officer.

Section 2.02. The Note. (a) The City authorizes the issuance and sale of the Note to the Bond Bank in the aggregate principal amount not to exceed Twenty Million Dollars ($20,000,000) in substantially the form set forth herein as Exhibit A for the purpose of obtaining moneys to pay the Costs of Construction of the Barrett Projects, the costs of issuing the Note and to evidence and secure its obligation hereunder to repay the Loan, together with interest thereon. The net interest cost on the Note shall not exceed _%. The Note shall be delivered to the Bond Bank.

(b) The Mayor, the City Controller, the Clerk of the City-County Council, the Director of the Department and any other officer of the City and each of them, for and on behalf of the City, are authorized and directed to prepare, execute and attest, and deliver respectively, this Loan Agreement, the Note and any other document which may be necessary or desirable to consummate the transaction contemplated herein, and their execution is hereby confirmed on behalf of the Issuer. The Mayor may approve any necessary changes in the Note by his execution of the Note and other documents necessary to consummate the transaction contemplated herein. Should the Bond Bank issue bonds secured by Barrett Bonds related to the Barrett Projects, the Mayor may approve the Bond Bank's Preliminary Official Statement and the Official Statement as may reasonably be required by the Bond Bank and its counsel without further approval of the City-County Council.

(End of Article II)

ARTICLE III
LOAN PAYMENT, FEES AND EXPENSES

Section 3.01. Loan Payments. The City shall repay the Loan Amount to the Bond Bank upon the earlier of six (6) months (or such lesser time as the City may agree to) written notice from the Bond Bank or the date specified in the Note. Such repayment shall be made to the Bond Bank from Barrett Bond proceeds or from other moneys available therefor.

Section 3.02. Absolute and Unconditional Payment. The obligation of the City to repay the Loan Amount and to perform and observe the other covenants and agreements contained herein shall be absolute and unconditional.

(End of Article III)

ARTICLE IV
PREPAYMENT

Section 4.01. The City may prepay the Loan Amount at any time. If the Loan is prepaid, the City shall pay the Loan Amount, together with any expenses or fees, including reasonable attorney's fees incurred by the Bond Bank because of the prepayment.

(End of Article IV)

ARTICLE V
BINDING EFFECT

The provisions of this Loan Agreement and the Note shall constitute a contract binding between the Issuer and the holder or holders of the Note and after the issuance of said Note, this Loan Agreement shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Note or the interest thereon remains unpaid.

(End of Article V)

ARTICLE VI
REPRESENTATIONS, WARRANTIES AND
COVENANTS OF THE CITY

Section 6.01. Representations and Warranties. The City represents and warrants for the benefit of the Bond Bank as follows:

(a) Corporate Organization and Power of the City. The City:

(1) is a consolidated city of the first class duly organized and validly existing under the Constitution and the laws of Indiana;

(2) constitutes a "qualified entity" as defined in the Act with the power and authority to appropriate the Note proceeds for their intended purposes;

(3) has all requisite power and authority, licenses and permits to own and undertake and carry out the Barrett Projects;

(4) is a political subdivision of the State;

(5) has the power and authority to enter into this Loan Agreement and fulfill its terms;

(6) has the power and authority to execute and issue the Note and comply with its terms; and

(7) has the power and authority to adopt and comply with the Ordinance.

(b) Full Disclosure. There is no fact that the City has not specifically disclosed in writing to the Bond Bank that materially and adversely affects or that will materially and adversely affect the City's ability to perform its obligations hereunder and under the Note.

(c) Pending Litigation. To the knowledge of the City there are no proceedings pending, or threatened, against or affecting the City in any court or before any governmental authority or arbitration board or other tribunal that, if adversely determined, would materially and adversely affect (i) the City's right to issue the Note, (ii) the City's right to issue Barrett Bonds, (iii) the City's prospects or condition (financial or otherwise), (iv) the City's existence or (v) the City's power and ability to enter into and perform its obligations hereunder and under the Note.

(d) Borrowing Legal and Authorized. The execution of this Loan Agreement and the execution and delivery of the Note and the consummation of the transactions provided for herein and in the Note and compliance by the City with the provisions of this Loan Agreement and the Note.

(1) are within its corporate powers and have been duly and effectively authorized by all necessary action on the part of the City.

(2) do not and will not conflict with or result in any material breach of any of the terms, conditions or provisions of, or constitute a default under, or result in the creation or imposition of any lien, charge or encumbrance upon, any property or assets of the City pursuant to any court order, indenture, loan agreement or other agreement or instrument or corporate restriction to which the City is a party or by which the City, its properties or operations may be bound or with the giving of notice or the passage of time or both would constitute a breach or default or result in the creation or imposition of any lien, charge or encumbrance, which breach, default, lien, charge or encumbrance, could materially and adversely affect the validity or the enforceability of the Note or this Loan Agreement or the City's ability to perform fully its obligations under the Note and this Loan Agreement; nor will such action result in any violation of the provisions of any laws, ordinances, governmental rules or regulations or court or other governmental orders to which the City its properties or operations is subject.

(e) No Defaults. The City is not in violation in any material respect, and has not received notice of any claimed material violation (except such violations which (i) have heretofore been specifically disclosed in writing to, and have been specifically consented to in writing by, the Bond Bank and (ii) do not, and shall not, have any material adverse effect on the transactions herein contemplated and the compliance by the City with the terms hereof or the Note), of any terms of any agreement, charter, court order, if any, or other instrument to which it is a party or by which it or its properties or operations may be bound.

(f) Governmental Consent. The City has obtained prior to entering into this Loan Agreement, all approvals and consents required by any governmental body or officer for the borrowing contemplated hereby.

(g) Compliance With Law. The City is in compliance with all laws, ordinances, governmental rules and regulations to which it is subject and which are material to its properties, operations, finances or status.

Section 6.02. Covenants of the City.

(a) Exempt Status. The City will to the extent of its ability maintain its status as a consolidated city of the first class and a political subdivision of the State.

(b) Use of Proceeds. The City will not use any of the proceeds of the Loan to purchase or carry any "margin security" within the meaning of Regulation U of the Board of Governors of the Federal Reserve System, 12 C.F.R., Chapter 11, or in any manner that would cause the Bond Bank's line of credit with the Line of Credit Bank to be an "arbitrage bond" within the meaning of Section 148 of the code and the regulations promulgated thereunder and will take such actions as are necessary and within their power to assure that the interest on the Bond Bank's line of credit will not be subject to federal income taxation by virtue of the Bond Bank's line of credit being an "arbitrage bond." The City and the Department will not use the proceeds of the Loan to pay, finance or refinance, or reimburse the City for, the cost of property used directly or indirectly in any trade or business to any extent which would cause the interest on the Bond Bank's line of credit to lose its exemption from federal income tax. None of the proceeds of the Loan are being or will be used to refinance any indebtedness arising from a loan to the City which was funded from the proceeds of obligations the interest on which is or was exempt from federal income taxes under existing statutes, regulations or court decisions.

[(c) Indemnity. The City will pay, and will protect, and does hereby indemnify and save the Bond Bank, each member, officer, commissioner, employee and agent of the Bond Bank and each other person, if any, who has the power, directly or indirectly to direct or cause the direction of the management and policies of the Bond Bank, harmless from and against any and all liabilities, losses, damages, costs and expenses (including reasonable attorneys' fees), suits, claims and judgments of whatsoever kind or nature (including those in any manner directly or indirectly arising or resulting from, out of or in connection with any injury to, or death of, any person or any damage to property resulting from the construction, use or operation of the Barrett Projects) in any manner directly or indirectly (in any case, whether or not by way of the City or its successor and assigns) arising or resulting from, out of or in connection with the Bond Bank's line of credit, the Barrett Projects, this Loan Agreement, the Note or the breach or violation of any agreement, covenant, representation or warranty of the City set forth in this Loan Agreement, the Note or any document delivered pursuant hereto or thereto or in connection herewith or therewith.

An indemnified person shall promptly notify the City in writing of any claim or action brought against it with respect to which indemnity may be sought, setting forth, to the extent reasonably practicable under the circumstances, the particulars of such claim or action, and the City will promptly assume the defense thereof, including the employment of competent counsel and the payment of expenses.

An indemnified person may employ separate counsel with respect to any such claim or action and participate in the defense thereof, but, except as provided herein, the fees and expenses of such separate counsel shall not be payable by the City unless such employment has been specifically authorized by the City, as the situation requires, or unless such employment was occasioned by conflicts of interest between the indemnified person and the City. If the City shall fail to assume the defense of any action as required hereunder, or, within a reasonable time after commencement of such action, shall fail to retain counsel, the fees and expenses of counsel to such indemnified person hereunder shall be paid by the City.

The provisions of this sub-section shall survive the termination of this Loan Agreement and the payment in full of the Note.]

(d) Compliance With Laws. The City shall comply with the requirements of all applicable laws, ordinances, court orders, the terms of all grants, rules and regulations which materially adversely affect its business, properties, earnings, prospects or credit, or the Revenues.

(End of Article VI)

ARTICLE VII
EVENTS OF DEFAULT AND REMEDIES

If an Event of Default occurs, the holder of the Note may accelerate payment of the entire principal amount, together with interest, and may collect same by use of all legal and equitable remedies which may be available.

(End of Article VII)

ARTICLE VIII
MISCELLANEOUS

Section 8.01. Fees and Expenses. The City agrees to pay the Bond Bank reasonable fees and charges attributable to the administration of the Note acquired by the Bond Bank and service charges by the Bond Bank.

Section 8.02. Legal Opinion. Simultaneously with the delivery to the Bond Bank of the Note, the City shall furnish to the Bond Bank a transcript of proceedings and an opinion of the City's legal counsel as to, among other things, the validity of the Note.

Section 8.03. Financial Statements. The City agrees to furnish to the Bond Bank, as long as the Note remains outstanding annual financial reports, audit reports and such other financial information as is reasonably requested by the Bond Bank.

Section 8.04. Severability. If any provision of this Loan Agreement shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such provision shall not affect any of the remaining provisions of this Loan Agreement and this Loan Agreement shall be construed and be in force as if such invalid or unenforceable provision had not been contained herein.

Section 8.05. Counterparts. This Loan Agreement may be executed in one or more counterparts, any of which shall be regarded for all purposes as an original and all of which constitute but one and the same instrument. The Bond Bank and the City each agree that it will execute any and all documents or other instruments, and take such other actions as may be necessary to give effect to the terms of this Loan Agreement.

Section 8.06. Waiver. No waiver by either the Bond Bank or the City of any terms or conditions of this Loan Agreement shall be deemed or construed as a waiver of any other terms or conditions, nor shall a waiver of any breach be deemed to constitute a waiver of any subsequent breach.

Section 8.07. Merger. This Loan Agreement merges and supersedes all prior negotiations, representations, and agreements between the Bond Bank and the City relating to the subject matter hereof and constitutes the entire agreement between the Bond Bank and the City in respect hereof.

IN WITNESS WHEREOF, we have hereto set or hands as of the day first above written.

THE INDIANAPOLIS LOCAL PUBLIC
IMPROVEMENT BOND BANK

By: _____
Larry J. Barrett, Chairman

(SEAL)

Attest:

_____
James C. Snyder, Executive Director

CITY OF INDIANAPOLIS

By: _____
Stephen Goldsmith, Mayor

By: _____
James Steele, Jr. Controller

EXHIBIT A TO LOAN AGREEMENT
CITY OF INDIANAPOLIS BARRETT PROJECTS ANTICIPATION NOTE SERIES 1993A

Principal: $20,000,000 Due Date: November 1, 1998 or upon six (6) months demand as provided herein.

FOR VALUE RECEIVED, the City of Indianapolis ("Issuer"), a consolidated city of the first class with home rule powers located in Marion County, Indiana, hereby promises to pay to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") or its assigns at the Issuer's principal office with all unpaid principal due on the Due Date set forth above, unless sooner paid in full, the principal sum of Twenty Million

Dollars ($20,000,000) or so much of the principal amount of this Note as has been borrowed as evidenced by the Record of Loan Advances on the reverse side hereof, and interest from the date of each Advancement at a rate per annum equal to _____ percent (____%), or at the Default Rate as provided below, all, to the extent permitted by law, without relief from valuation and appraisement laws and with costs of collection and reasonable attorneys' fees. All payments of principal and interest on this Note shall be made to the Bond Bank from the proceeds of City of Indianapolis Barrett Bonds or by payment in immediately available funds in lawful money of the United States of America, which on the dates of such payment, shall be legal tender for the payment of public and private debts and available to the City for such purpose.

In the event of a failure to pay principal of or interest on this Note when due, the principal sum of this Note from time to time outstanding shall bear interest at the Default Rate, as such term is defined below until such default is cured by the payment of all such overdue principal of and accrued interest on this Note. The term "Default Rate" shall mean the per annum rate of interest equal to _____ percent (____%).

The interest will be calculated on the basis of a thirty day month and a year consisting of 360-days.

This Note is issued to provide funds to pay Costs of Construction of Barrett Projects (both as defined in the Loan Agreement to which a from of this Note is attached as Exhibit A) and to pay costs of issuance of this Note. This Note is issued pursuant to and in full compliance with the Constitution and laws of the State of Indiana, particularly IC 5-1.4-8-6.

THIS NOTE CONSTITUTES A CORPORATE OBLIGATION OR INDEBTEDNESS OF THE CITY OF INDIANAPOLIS AND THIS NOTE TOGETHER WITH INTEREST THEREON IS PAYABLE FROM THE PROCEEDS OF BARRETT BONDS ISSUED BY THE ISSUER OR OTHER MONEY WHICH MAY BE AVAILABLE TO THE ISSUER. THIS NOTE DOES NOT HAVE THE BENEFIT OF A TAX LEVY AND THERE ARE NO TAX PROCEEDS CURRENTLY AVAILABLE OR TO BE LEVIED OR COLLECTED TO REPAY THE PRINCIPAL AND INTEREST ON THIS NOTE.

The Issuer may, at its option and without premium or penalty, but with accrued interest and any expenses and fees of the Bond Bank (including reasonable attorneys' fees) incurred by the Bond Bank because of such prepayment, prepay this Note on any date, in whole or in part, upon five (5) days prior notice to the Bond Bank or its assigns.

The Bond Bank may demand and shall receive full payment of all principal and interest on this Note upon six (6) months written notice.

To the extent permitted by law, and subject to the provisions of IC 5-1.4, the Issuer waives demand, presentment of payment, protest, notice of protest and notice of nonpayment or dishonor and consents to any and all extension of time for payment without notice.

It is hereby certified, recited and declared that all acts, conditions and things required to be done precedent to and in the execution, issuance, sale and delivery of this Note have been properly done, happened and performed in regular and due form as prescribed by law, and that the total indebtedness of the Issuer, including this Note, does not exceed any constitutional or statutory limitation of indebtedness.

No recourse shall be had for the payment of the principal of or interest on this Note against any official, officers or employees of the Issuer past, present or future, under any constitutional provision, statute, rule of law, or by the enforcement of any assessment or by any legal or equitable proceedings or otherwise.

Signed and delivered at Indianapolis, Indiana, this _____ day of _____, 1993.

CITY OF INDIANAPOLIS

By: _____
Stephen Goldsmith, Mayor

(SEAL)

Attest:

_____
Beverly S. Rippy
Clerk of the City-County Council

RECORD OF LOAN ADVANCES

Amount	Date	Authorized Signature

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 197, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 197, 1993 on October 20, 1993. The proposal transfers and appropriates $2,000 for the Superior Court, Juvenile Division/Detention Center to purchase supplies. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Jimison, to strike. Proposal No. 197, 1993 was stricken by unanimous voice vote.

PROPOSAL NO. 400, 1993. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 400, 1993 on August 24, September 14 and October 12, 1993. The proposal amends the Revised Code concerning the rules of the City-County Council. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Curry moved, seconded by Councillor West, for adoption.

Councillor Curry said that in his opinion the most significant changes in the rules are as follows:

(1) Sec. 151-14. A specific paragraph relating to caucuses has been added. This paragraph defines caucuses consistent with state law. It also provides in writing for the first time what actions caucuses can or cannot take with respect to the "open door" laws.

(2) Sec. 151-23. The Committee on Rules and Public Policy has the responsibility to review procedures and policies relating to the awarding and monitoring of consultant contracts.

(3) Sec. 151-30. A means to clean-up the calendar has been added. Also in that same section it states that information that is received at committee meetings can be appended.

(4) Sec. 151-31. If one of the members of a committee has a medical condition which prevents them from attending meetings for some indefinite period, there is an opportunity to redefine that committee for purposes of legislative intent.

(5) Sec. 151-47. A new subparagraph (b) has been added which provides that any member of the public who has been granted the privilege of addressing the Council on a particular subject must remain on the subject--it must be germane to that issue before the Council.

(6) Sec 151-52. Three paragraphs have been added concerning the means by which a Councillor can abstain from voting in the event that there is an impropriety, a financial interest or a personal interest involved.

(7) Sec. 151-61. The specific determination of the kinds of ordinances and resolutions that can come before the Council.

(8) Sec. 151-63. Procedures for the introduction of proposals has been added.

(9) Sec. 171-4. A provision to replace the General Counsel in the event that there is a ethical conflict has been provided.

(10) Sec. 171-7. The office of chief financial officer has been reidentified.

Councillor Golc asked why the Rules and Public Policy Committee was chosen as the committee for reviewing consultant contracts rather than the Administration and Finance Committee. Councillor Curry replied that the intent of this change is to have the Committee review policies and procedures, not individual contracts.

Councillor Boyd stated that this was his amendment and he is pleased that this responsibility concerning consultant contracts has been placed in a permanent committee. The basic concern is to make sure that there is a process involved and that it is protected.

Councillor Williams asked if there are any changes concerning the "open door" policy with respect to the caucuses. Councillor Curry stated that the intent in Sec. 151-14(a) is silent with respect to the opening or closure of the caucuses; that is strictly up to the caucus members. Councillor McClamroch said that this proposal does not address that issue and there is no legal reason why the rules of the Council should address it. It is a matter of state law.

Councillor Giffin moved to delete "or appointed and acting" which appears in the first sentence in Sec. 151-24. He said that language is ineffective by subsequent statutory change in terms of filling vacancies on the Council. Councillor Hinkle seconded the motion and it passed by unanimous voice vote.

Proposal No. 400, 1993, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Schneider

Councillor Curry said that he and Mr. Elrod have been working on this revision since last February and he voiced his appreciation to Mr. Elrod.

Proposal No. 400, 1993, as amended, was retitled GENERAL ORDINANCE NO. 144, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 144, 1993

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County", specifically Chapter 151, the rules of the City-County Council.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 151 of the Revised Code of the Consolidated City and County be, and is hereby, amended, by deleting the stricken-through text and inserting the underlined text, to read as follows:

CHAPTER 151 - CITY-COUNTY COUNCIL
ARTICLE 1. AUTHORITY AND MEETINGS

Sec. 151-1. Authority.

The city-county council is the legislative and fiscal body of both the Consolidated City of Indianapolis and the County of Marion with such powers as provided by statutes or ordinances. The police special service district council, the fire special service district council and the solid waste special service district council are the legislative body respectively for the police special service district, fire special service district and solid waste special service district. Each special service district council of the consolidated city shall have such limited legislative and fiscal powers as are provided by statute.

Sec. 151-2. Membership of councils.

The city-county council and each special service district council shall consist of twenty-nine members elected as provided by statute. The preferred form of address for members of the council shall be councillor.

Sec. 151-3. Meetings concurrent.

Regular meetings shall be convened as <u>con</u>current sessions of the city-county council and each special service district council.

Sec. 151-4. Days, time and place of regular meetings.

Regular meetings shall be held at least once each month on such dates and at such times as the council shall establish by resolution adopted at least forty-five (45) days prior to such meeting. If no such dates are so established, the regular meeting shall be held on the first Monday of each month at 7:00 p.m. prevailing local time, in the council chamber, on the second floor of the City-County Building in Indianapolis. In the event that the date of the regular meeting is on a holiday observed by state law or local ordinance for employees of the consolidated city, the regular meeting shall be held on the next succeeding day that is not such a holiday nor a Saturday, or Sunday, unless the council, by a majority vote at a prior meeting, shall cancel the meeting or postpone it to another date. The time or place of any regular meeting may be changed by majority vote at a prior regular meeting.

Sec. 151-5. Special meetings.

Special meetings may be held on call of the president or forty (40) per cent of the members of the council, by having written notice of the time and place of the meeting delivered to each member personally or sent by mail or telegram so that each member has at least seventy-two (72) hours' notice of the meeting.

Sec. 151-6. Statutory meetings.

Statutory meetings shall be held as required by law upon such notice as is provided by the statute requiring the meeting; if the statute requires publication of notice, no further notice need be given to members. As a courtesy to members, the clerk shall endeavor to give members the same notice as this division prescribes for special meetings.

ARTICLE 2. ORGANIZATION AND OFFICERS

Sec. 151-11. Election of officers.

At its first regular meeting in each calendar year, the city-county council shall elect by roll call vote, the following officers of the city-county council:

(1) President;

(2) Vice President.

The city-county council officers so elected shall also serve as president and vice president, respectively of each special service district council and shall hold office until the first regular meeting of the city-county council in the next calendar year.

Sec. 151-12. Appointment of clerk.

A clerk of the council, who shall also be clerk of each special service district council, shall be appointed at the first regular meeting of each calendar year for a term of one (1) year, to serve at the pleasure of the council.

Sec. 151-143. Manner of electing and removing officers; terms of officers; filling vacancies.

(a) A majority vote of all members of the city-county council shall be required for the election of all officers of the city-county council, except the majority and minority leaders.

(b) All officers elected by the city-county council shall hold their office until a successor is chosen or they are removed.

(c) Any officer elected by the city-county council may be removed upon a majority vote of all the members of the city-county council; however, no vote shall be had upon a removal until the motion to do so has been made a special order of business by vote at a meeting at least one (1) week prior thereto.

(d) A vacancy created pursuant to subsection (c) shall be filled by election in the manner of election of the officer so removed.

Sec. 151-134. Caucuses, majority and minority caucus leaders.

(a) Members of the city-county council may attend caucuses, which are gatherings of members of a political party or coalition held for purposes of planning political strategy and holding discussions designed to prepare the members for taking official action. No caucus shall be deemed an official part of the council or any committee of the council. A caucus may review public information and discuss the political ramifications of expected issues, anticipated official action and public business. Such caucuses may not take any official action and shall not vote upon any matter pending before the council or one of its committees in accordance with IC 5-14-1.5.

(b) The members of the city-county council belonging to each political party shall hold separate caucuses and each shall elect a caucus leader. The caucus leader of the party which has the allegiance of the greatest number of members of the city-county council shall be called the "majority leader." The caucus leaders of the other parties shall be called "minority leaders." When used elsewhere in this article, "minority leader" shall mean the minority leader whose election was certified by the most members of the city-county council. The election of caucus leaders shall be official upon filing with the clerk a certificate of election signed by the members of the caucus.

ARTICLE 3. COMMITTEES

Sec. 151-21. Permanent committees designated.

The permanent committees of the city-county council shall be as follows:

(1) The committee on committees;

(2) The committee on rules and public policy;

(3) The committee of the whole council.

Sec. 151-22. Composition and function of the committee on committees.

(a) The committee on committees shall consist of three (3) members: The president of the city-county council, the majority leader and the minority leader.

(b) The president of the city-county council shall act as chair~~man~~person of the committee.

(c) The committee on committees shall name the members of the standing committees and such members of the permanent committees as are not specified in these rules. The membership of all standing committees shall be named on or before the first day of February of each year. Any vacancy on any committee shall be filled within thirty (30) days after it occurs.

Sec. 151-23. Composition and functions of the committee on rules and public policy.

The committee on rules and public policy shall consist of seven (7) members, including the president, the majority leader and the minority leader of the city-county council. The chair~~man~~person of the committee shall be appointed by the president. The committee shall consider and recommend proposed changes in the rules of the council and may function in the manner of a standing committee upon any matter referred to it by the president or on motion of a council. The committee shall also be responsible for recommendations upon the employment of the staff of the council and supervising its performance. The committee on rules and public policy shall be charged with the responsibility to review the policies and procedures for awarding and monitoring consultant contracts by agencies whose budgets are reviewed and approved by the Council.

Sec. 151-24. Composition and functions of the committee of the whole council.

The committee of the whole council shall consist of every duly elected ~~or appointed and acting~~ member of the council. The council shall, by declaration of the president, or by a motion duly carried, form itself as a committee of the whole council whenever by statute or under these rules the public is entitled to a hearing before the council upon any matter of business properly before the council. The committee of the whole council may also function in the manner of a standing committee upon any matter referred to it by the president or upon motion of the council. The president shall be chair~~man~~person of the committee of the whole council, but may designate another member to preside or act as chair~~man~~person at such times and for such periods as ~~he~~ the president may designate.

Sec. 151-25. Standing committees enumerated.

The standing committees of the council shall be as follows:

(1) The administration and finance committee;

(2) The community affairs committee;

(3) The economic development committee;

(4) The metropolitan development committee;

(5) The municipal corporations committee;

(6) The parks and recreation committee;

(7) The public safety and criminal justice committee;

(8) The public works committee;

(9) The transportation committee.

Sec. 151-26. Composition and chair~~men~~persons of standing committees.

The standing committees of the council shall consist of the number of members determined by the committee on committees, but shall not be less than three (3) members and shall have at least one (1) minority member. The president of the council shall name the chair~~man~~person of each standing committee from among the members named to the committee by the committee on committees.

Sec. 151-27. President of the council to be an ex officio member of the standing committees.

The president of the council shall be an ex officio member of each standing committee of the council and may participate in its deliberations. The president shall not vote unless ~~his~~ such vote would break a tie, and then only if ~~he~~ the president chooses to do so.

Sec. 151-28. Functions of standing committees.

It shall be the duty of all standing committees of the council to consider all proposals referred to it as provided in these rules. A standing committee may consider any other matter properly concerning departments or subject matter indicated by the name of the standing committee. Meetings of the standing committees shall be open to the public. A standing committee may hear such testimony or public comment as the committee deems proper. In lieu of separate hearings, standing committees may meet with the boards of corresponding city departments.

Sec. 151-29. Attendance at meetings of standing committees by council members who are not on the committee.

Any member of the council shall be entitled to attend and participate in the discussions before any standing committee. The council~~man~~lor(s) introducing any proposal referred to a standing committee shall be a member of that committee while it is considering that proposal, but ~~he~~ such councillors shall not be entitled to vote nor be counted in determining a quorum.

Sec. 151-30. Action and reports on proposals.

Any permanent or standing committee of the council to which a proposal has been referred shall report to the council upon each such proposal within forty-five (45) days of its referral, either with or without a recommendation, unless the president of the council shall withdraw the proposal or reassign it. After any hearing by the committee upon a proposal, the chair~~man~~person of the committee shall submit a formal report of the committee's action, in writing, to the clerk. If a proposal is tabled by a committee and no action is taken to remove it from the table or to reassign it during a period of six (6) months, the proposal shall be deemed postponed indefinitely and shall be removed from the calendar of pending proposals. The report shall include any recommendations supported by a majority of the committee and may, upon request of any member of the council, include a minority position. Any member of a committee may file a minority report or ask that other information received at the committee meeting be appended to the committee report. Such reports shall be filed in sufficient time to permit the clerk to circulate copies to all members of the council prior to the next scheduled meeting of the council. Copies of all committee reports shall remain on file in the clerk's office readily available to the press and public.

Sec. 151-31. Meetings of standing committees; quorum.

Standing committees of the council shall establish at least one (1) regular meeting time and date each month. Other meetings of standing committees shall be held at the call of the committee chair~~man~~person upon not less than twenty-four (24) hours' actual notice to each member of the committee; provided public notice is given as required by law at least forty-eight (48) hours excluding Saturdays, Sundays, and legal holidays before the meeting. ~~All~~ At any regular meeting of a committee any proposal~~s~~, which has been referred to the committee but has not been reported back to the council, shall be a proper item of business. ~~at each regular meeting, unless the proposal has been reported back to the council~~. At any regular meeting of a committee, a quorum for purposes of taking official action on any proposal assigned to the committee shall be a majority of the committee. If the committee on committees determines that a member's medical condition prevents attendance for an indefinite period, that person shall not be considered a member of the committee for purposes of determining a quorum.

Sec. 151-32. Special committees.

Special committees of a council may be formed by the president of the council or by a vote of the majority of the members of the city-county council for any specific purpose proper for council consideration. Special committees shall consist of an odd number of members and shall have at least one (1) minority member.

Sec. 151-33. Investigating committees.

Investigating committees of a council may be formed by resolution of the council for any lawful purpose. The resolution establishing the committee shall specify the membership of the committee, the general nature of its investigation and the power to subpoena witnesses, if the power is granted.

ARTICLE 4. PROCEDURE AND DECORUM

Sec. 151-41. Presiding officer.

The president shall be the presiding officer of the city-county council and each special service district council. In the absence of the president, the vice president shall preside. In the absence of both the president and vice president, the majority leader and then the chair~~men~~persons of the standing committees in the order listed in ~~section 2-40~~ Sec. 151-25 shall be entitled to preside, unless another shall be designated to preside by the president before surrendering the gavel.

Sec. 151-42. Powers of the presiding officer generally.

The presiding officer of the council shall have all the powers of the president thereof with respect to the conduct of the business before the meeting while presiding, but only the president or vice president with respect to matters adopted while presiding shall have the authority to sign ordinances or resolutions adopted by a council or to exercise other powers conferred on the president by state statute, this Code or other ordinance.

Sec. 151-43. Convening council; roll call.

The president shall take the chair at the hour designated for convening a council for any regular, special or statutory meeting. The president shall call the council to order and instruct the clerk to call the roll. If the roll call establishes that a quorum is present, the president shall proceed in the manner and order prescribed by these rules. A majority of the members elected, qualified and serving as members of the council shall constitute a quorum.

Sec. 151-44. Procedure upon absence of a quorum.

If the roll call taken pursuant to this ~~division~~ article does not establish that a quorum of a council is present, the president shall recess the council for three (3) successive fifteen-minute periods and shall have the roll called at the end of each such recess until a quorum is present. If a quorum is not present at the end of the third recess, the council shall not meet until the next regular or special meeting is duly convened.

Sec. 151-45. Preservation of order and decorum.

The president of the council shall preserve order and decorum and, in the case of a disturbance or disorderly conduct in the chamber or in the adjacent lobbies, may cause the areas to be cleared. The president may appoint a sergeant-at-arms to assist in maintaining order and decorum at council meetings. The president may require the county sheriff, ~~his~~ a deputy sheriff or an officer of the city police force to be present to assist in preserving order.

Sec. 151-46. Council chamber floor described; admittance.

The floor of the council chamber shall consist of that portion of the chamber from beyond the last seats of members of the council to the front of the room. No person shall be permitted on the floor of the council chamber while the council is in order other than the members thereof, its staff and accredited reporters of the news media. The mayor and other city or county officials may be admitted upon permission from the presiding officer or by a majority vote of the council. Any person who is entitled under this ~~division~~ chapter to address the council shall be admitted to the floor during the time ~~he~~ such person is permitted to speak.

Sec. 151-47. Addresses to the council by others than members.

(a) No person other than a member or officer of a council shall be permitted to address a council during its meeting except as provided in this rule as follows:

(1) The president may recognize any distinguished guest under "Introduction and Recognition of Guests and Visitors" and permit a two-minute response to the introduction;

(2) The president may permit any city or county officer or employee to address the council in response to a question or request for information by a member of the council; such person's response shall be limited ~~in his reply~~ to two (2) minutes;

(3) Any member of a council desiring that someone be heard that is denied the floor by these rules or the president, may move to ~~recess to a committee of the whole council to hear the~~ allow such person to

address the council. The motion shall state the person to be heard, the subject to which the discussion will be limited and the time to be granted the speaker. The motion shall require a second; it shall be privileged and immediately put to vote without debate. The motion shall be carried only if receiving a vote of a majority of the members of the council. If the motion is carried, ~~the meeting shall recess and reconvene as the committee of the whole council~~ the person shall be permitted to address the council in accordance with the motion;

(4) If an item of business before a council is one for which a notice of public hearing has been given, the president shall inquire before stating the question whether members of the public desire to be heard on that item. If any person indicates a desire to be heard, the president shall ~~recess the council to a committee of the whole council for the public hearing~~ recognize such person. The committee of the whole council may, by majority vote, impose reasonable limits upon the time and number of persons to be allowed to speak.

(b) Any member of the public having been properly granted the privilege of the council floor for purposes of offering comment or testimony on a particular proposal or issue before the council, must speak to that issue. Any member of the council, having been recognized by the president, may question the relevancy of comment or testimony being given by members of the public by asking the president to rule on the germaneness of such comment or testimony. The president may also rule on germaneness without request. All such decisions of the president may be challenged and sustained or overruled by a simple majority vote.

Sec. 151-48. ~~Leave~~ Permission for member to ~~absent himself from meeting~~ leave before adjournment.

After a meeting of a council shall have been called to order, ~~no~~ a member ~~thereof~~ shall ~~absent himself from the council chamber without first having been~~ remain in attendance until adjournment unless excused by the presiding officer. If the presiding officer refuses to grant an excuse, the member seeking to be excused shall have the right to appeal to a vote of the council upon ~~his~~ the request to be excused, and the affirmative vote of a majority of the members present shall be sufficient to excuse ~~him~~ such member from further attendance at that meeting of the council. The question upon excusing a member, notwithstanding the refusal of the presiding officer to do so, shall be a question of privilege and shall be immediately put to vote by the presiding officer, taking precedence over all other questions and motions that may be before the council at that time. When any member shall be excused in accordance with the provisions of this rule, the clerk shall note in the journal that the leave was granted, showing whether leave was granted by the presiding officer or by vote of the council.

Sec. 151-49. Calling members to order for violation of rules.

If any member of a council, in speaking or otherwise, transgresses the rules of the council, the presiding officer shall, or any member may, call ~~him~~ such member to order, in which case ~~he~~ such member shall immediately surrender the floor, unless permitted on motion of another member to explain, and the council shall, if appealed to, decide the case without debate. If the decision is in favor of the member called to order, ~~he~~ such member shall be at liberty to proceed, but not other wise, and if the case requires it, ~~he~~ such member shall be liable to such censure or such punishment as the council may deem proper or the law may provide.

Sec. 151-50. Procedure when exception is taken to spoken words.

If a member of a council is called to order for words spoken in debate, the member calling ~~him~~ such member to order shall indicate the words excepted to and the words shall be taken down in writing at the clerk's desk and read aloud to the council; however, the member shall not be held to answer, nor be subject to the censure of the council therefor, if further debate or other business shall have intervened.

Sec. 151-51. Time limit on speaking.

No member of a council shall speak more than twice, nor for more than five (5) minutes on each occasion, upon any one question in debate during the same session or meeting, without leave therefor of the council, except in explanation, unless ~~he~~ such member is the mover, proposer or introducer of the matter pending, in which case ~~he~~ such member shall be permitted to speak in reply, but not until every other member desiring to speak shall have spoken.

Sec. 151-52. Roll call votes.

(a) All votes upon the final adoption of proposals for ordinances or general resolutions, motions to reconsider or motions to suspend the rules, shall be by roll call vote. If electronic or mechanical voting systems

are installed for use by the council, the recording of the vote by such methods shall be the same as a vote by calling the roll and may be used for the roll call at the opening of a meeting and to determine a quorum. All ordinances or resolutions shall be adopted solely upon the affirmative vote of a majority of all members of the council. All members present shall vote on all roll call votes except where permitted to abstain ~~by vote of a majority present after stating the reasons therefor~~.

(b) Any councillor, who has a material financial or personal interest, whether direct or indirect, in any matter pending before the council, which interest is distinguishable from the interests of the public in general, shall not engage in deliberations concerning such matter, shall be disqualified from acting on such matter, and shall not communicate about such matter with any person who will participate in the action to be taken on such matter. Such councillor shall disclose the nature of such disqualifying interest at the first meeting at which the matter is considered after such disqualifying interest is apparent to the councillor or is suggested by some other person and shall thereafter remain silent and abstain from any votes on such matter.

(c) Whenever because of personal, business or financial relationships potentially affected by any matter pending before the council, a councillor believes that his participation in the matter might cause an appearance of impropriety even though there is not a disqualifying interest under subsection (b), such councillor shall disclose such relationship and request to abstain from any votes on such matters. The presiding officer shall permit such abstention.

(d) Whenever the propriety of voting of a councillor on any matter is challenged by another councillor and such councillor refuses to abstain, a motion shall be in order to disqualify such councillor on the grounds provided in subsection (b). Such motion shall be decided by majority vote of those present. If the motion to disqualify carries, the vote of such member shall not be counted on the matter with respect to which the councillor was disqualified.

Sec. 151-53. Motions entertained during debate.

When a question is under debate, ~~including while special orders are under consideration,~~ no motion shall be considered except one of the following, which motions shall take precedence in the order stated:

(1) To recess or adjourn;

(2) For the previous question;

(3) To postpone to a time certain;

(4) To recommit to a committee;

(5) To amend;

(6) To postpone indefinitely or to strike a proposal.

When a question is under consideration, a motion to amend and a motion to amend that amendment shall be in order, but no further motion to amend shall be in order until the disposition of that motion.

Sec. 151-54. Previous question.

The form of the previous question shall be: "Shall the debate now close?" The motion for the previous question shall require a majority of those voting and shall be decided without debate. All incidental questions of order arising after a motion is made for a previous question and pending the motion shall be decided, whether on appeal or otherwise, without debate. When the previous question has been ordered on a proposition under debate, the proponent of the question shall have two (2) minutes to close the debate, immediately following which the previous question shall be decided.

Sec. 151-55. Motion to adjourn or recess.

(a) A motion to adjourn or recess shall be in order, except as follows:

(1) When a member is speaking;

(2) While the same item of business is pending during which such a previous motion was defeated;

(3) During a roll call.

(b) A motion to recess shall take precedence over a motion to adjourn.

Sec. 151-56. Suspension of these rules.

These rules (except where required by statute) may be suspended by a two-thirds vote of the elected and qualified members of the council. If a rule is suspended, a majority of the members present shall decide the procedure to follow in lieu of the suspended rule. The power to suspend these rules shall not apply to rules which are required by statutory or constitutional law.

Sec. 151-57. Amendment of rules.

These rules, as set forth in this chapter, may be amended only by adopting an amending ordinance in accordance with these rules, except that the approval of the mayor shall not be required with respect to an ordinance amending these rules.

Sec. 151-58. Parliamentary authority.

All meetings of a council and its committees shall be conducted in accordance with the procedures set forth in "Robert's Rules of Order, Newly Revised," except where a different procedure is required by state law, this Code or other ordinances of the city-county council. A majority of the members of the council shall decide all matters of procedure not covered by the authorities stated in this section.

Sec. 151-59. General counsel to act as parliamentarian.

The general counsel shall attend all council meetings and advise the president as the parliamentarian. With permission of the presiding officer, the general counsel may address the council with respect to any point of order or law arising during a meeting of the council.

ARTICLE 5. PREPARATION AND INTRODUCTION OF PROPOSALS

Sec. 151-61. Designation of proposals

(a) Any proposal for action by a council by ordinance or general resolution shall be in writing and entitled in the following form: "A Proposal for a _____," inserting therein the class of ordinance or general resolution and the subject matter of the proposal.

(b) Any proposal which contemplates a resolution or other action by a council in the nature of a memorial, commendation or other admonishment or proclamation shall be designated "A Proposal for a Special Resolution." The proposal shall be properly before the council for final action unless the president or the council refers or tables, the proposal. If eight (8) councillors so request the proposal shall be referred to a committee.

(c) Any proposal which contemplates action relating only to the internal procedures of a council, its finances or its staff, or relates to appointments or confirmation of appointments made exclusively by the council, shall be designated "A Proposal for a Council Resolution." The proposal shall be properly before the council for final action at the same meeting at which it is introduced, unless the president or the council refers or postpones it.

(d) All other actions of a council, shall be taken by ordinance or general resolution. Ordinances or general resolutions shall be designated in one of the following classes:

(1) General ordinances; which shall include all ordinances of general application to the public,

(2) Fiscal ordinances; which shall include all ordinances establishing annual budget or appropriations, and any revisions to such budgets or appropriations,

(3) Special ordinances; which shall include ordinances of special application or private concessions,

(4) Rezoning ordinances; which are zoning map changes certified by the Metropolitan Development Commission;

(5) General resolutions; which are resolutions effecting official actions of governmental or general application.

(e) Proposals for action by a special service district council shall be designated similarly including the respective council.

~~Sec. 151-62. Initiation of proposal.~~

~~A proposal is initiated when fifty (50) copies of the written proposal are submitted to the clerk in proper form, bearing the written approval of the general counsel. A proposal may be initiated by any member of a council or other person authorized by law, but the person initiating a proposal shall sign the original proposal or such other form as is required by the clerk to record the source of the proposal. When all steps required by this rule are completed, the clerk shall assign the proposal a number. If such steps are completed on the last full business day prior to the date of the meeting of the council, the proposal shall be entered on the agenda of that meeting for introduction.~~

Sec. 151-6~~3~~2. Drafting of proposals and approval as to form.

The general counsel, upon request of any member of a council, a department director, the county auditor, the city controller or other person authorized by law to initiate an ordinance or resolution shall review any suggested ordinance or resolution and cause the suggested ordinance or resolution to be placed in proper form for initiation and shall draft appropriate proposals for any member of a council or city or county official. Such requests shall be made sufficiently in advance as to give adequate time for compliance with the request. The general counsel shall, within five (5) working days after receiving the request, advise when the requested action will be completed. In general, the general counsel shall have five (5) working days in which to draft fiscal ordinances or Code amendments. If the general counsel has previously reviewed the proposal, ~~he~~ the general counsel shall have at least three (3) working days in which to place the proposal in final form and approve it for initiation. If the general counsel refuses to approve a proposal for ~~legal reasons~~ introduction, ~~he~~ the general counsel shall so advise in writing stating briefly those reasons.

Sec. 151-63. Procedures for introduction of proposals.

(a) Councillors or other persons authorized by law may initiate proposals for introduction by submitting such proposals to the clerk for review by the general counsel as to form and legality. If such person is not a councillor, the person shall indicate the councillor who has agreed to sponsor the proposal.

(b) If such proposal is approved by the general counsel and was submitted by noon on the fifth business day prior to the date the preliminary agenda is to become available to the public pursuant to Sec. 161-5(b)(3), the proposal shall be entered on the agenda of that meeting for introduction.

(c) The deadline established by subsection (b) may be waived only by the president of the council.

Sec. 151-64. Fiscal ordinances.

No proposal for a fiscal ordinance shall be initiated unless approved by the proper fiscal officer of the city or county or unless that officer has been notified by the clerk of its receipt at least seven (7) days before introduction. Any proposal for a fiscal ordinance appropriating or transferring funds shall not be approved for introduction if any of the financial data or reports required by this Code are delinquent as to a fund which is the subject of such proposal.

Sec. 151-65. Rezoning Ordinances.

Rezoning ordinances are proposed ordinances certified from the Metropolitan Development Commission changing zone maps incorporated by reference into the zoning ordinance.

Sec. 151-66. Requirements for proposals concerning real estate transactions.

Any proposal for an ordinance or resolution which contemplates the approval of the acquisition or disposal (whether by sale or by lease) of real property shall not be introduced unless either (1) the transfer will occur only after a public bidding process or (2) the owner of property, which is to be acquired or the transferee of property which is to be acquired, is identified in the proposal. For purposes of the section, "owner" or "transferee" shall mean all persons or firms owning or acquiring 10% or more of the equity in the property and, with respect to

any firm owning 10% or more of the equity, any persons or firms owning 10% or more of the equity of such firms.

ARTICLE 6. CONSIDERATION AND ADOPTION OF PROPOSALS

Sec. 151-71. Order of business.

The order of business at each regular or special meeting of a council, shall be determined by the president in advance of the meeting, subject to adoption of an agenda by the council. If such determination is not made, the following shall be the order of business:

(a) Formal opening ceremony;

(b) The roll call;

(c) The introduction and recognition of guests and visitors;

(d) Official communications from the mayor and other city and county officials;

(e) Adoption of the agenda;

(f) Approval of the journal;

(g) Presentations of petitions, memorials, special resolutions and council resolutions;

(h) The introduction of proposals;

(i) Special orders - priority business

(1) Reconsideration of the Mayor's Vetoes

(2) Rezoning Ordinances (not scheduled for public hearing)

(3) Economic Development Bonds

(4) Suspension of Regulations

(j) Special orders - public hearings;

(k) Special orders - unfinished business;

(l) Special orders - final adoption of proposals;

(m) Special service district council meetings;

(1) Police

(2) Fire

(3) Solid Waste

(n) New business;

~~(o) Pending proposals;~~

(~~p~~o) Announcements; ~~and adjournment.~~

(p) Ceremonial adjournments and recognitions of deceased persons;

(q) Traditional adjournment.

Sec. 151-72. Approval of journal.

At each meeting of a council, if it is held at least seven (7) days after the prior meeting, the clerk shall make available for public inspection and distribute to the members of the council that request them, copies of the journal of the proceedings of the preceding meeting. The president shall call for corrections of the journal in the regular order of business. Unless that order of business is postponed or a motion carried to read the journal, the corrections, if any, shall be noted and the journal shall stand approved without motion.

Sec. 151-73. Petitions.

Any petition directed to a council, whether specifically authorized by law or not, shall be filed with the clerk and called to the attention of the council by the clerk under the proper order of business. If the petition is one specifically authorized by law, the president shall refer it to a proper committee. As to all other petitions, any motion for referral or other appropriate action shall be in order unless the motion requires action which is proper only by a general resolution or ordinance. In calling the petition to the attention of the council, the clerk need not read the petition in full but shall report, fairly describing its contents.

Sec. 151-74. Introduction of proposals.

Proposals shall be introduced and presented to the city-county council only in the following manner: Under the proper item of business, the clerk shall read the proposal, stating only the number, reciting the title and stating the name of the person initiating the proposal. After each proposal is introduced, the president shall state the committee to which the proposal is referred or, if the proposal has been previously referred to a committee, the committee to which the referral was made. If, by law, a public hearing before the entire council is required, the public hearing shall be at the next regular meeting unless the president shall state another date for the public hearing. If the proposal is for a rezoning ordinance, the approval of which by the metropolitan development commission has been certified to the clerk, the president shall inquire if any member moves that the proposal be set for public hearing before the entire city-county council; and, if no such motion is adopted, the proposal shall be deemed adopted.

Sec. 151-75. Consideration for final adoption.

No proposal for an ordinance or general resolution shall be considered for final adoption except when placed upon the agenda as a special order. Any proposal reported by a committee shall be placed on the agenda under the proper category of special orders. Under the order of business "Adoption of Agenda," it shall be in order to move to advance any proposal then introduced to "Special Order - Final Adoption of Proposals." If the motion is to advance a proposal first introduced at the same meeting, the motion shall be carried only if eighteen (18) members of the council vote in the affirmative and the proposal has been distributed in advance of the meeting. No proposal for an ordinance shall be adopted at the same meeting or on the same day of introduction, unless:

(a) By unanimous consent of the council members present the matter is considered and at least two-thirds of all members are present and vote for its adoption.

(b) The ordinance was initiated by a director, board or commission and does not provide for an appropriation or tax levy or the incurring of general obligation indebtedness; or

(c) The ordinance is for the reappropriation or transfer of funds previously appropriated by the annual budget ordinances.

Sec. 151-76. Public hearings.

Whenever a proposal is such that by law a hearing must be held before the entire council, the clerk shall advertise the hearing on the date set by the president and place the proposal on the agenda for that meeting under the order of business "Special Orders - Public Hearings," in the order of introduction.

Sec. 151-77. Special orders - public hearing.

Upon reaching the order of business "Special Orders - Public Hearings," the president shall inquire as to each proposal if members of the public desire to be heard on that proposal. If any appear wishing to be heard the president shall recognize such persons, ~~the city-county council shall recess to a committee of the whole council,~~ as provided in these rules. If none desire to be heard ~~or, upon reconvening the city-county council,~~ the president shall state that the question before the council is on the final adoption of Proposal No. _____.

Sec. 151-78. Reconsideration after veto.

If the mayor shall veto any ordinance or general resolution of a council, upon receipt of the communication from the mayor so informing the council and at the next succeeding regular meeting of the council, any member thereof may move to have the ordinance or general resolution made a special order of unfinished business. Upon coming to that order of business, the president shall state the question: "Shall the ordinance or resolution be effective notwithstanding the veto?" If the question receives the statutory majority of two-thirds of the members of the council, the ordinance shall be in effect. If the veto is of one or more items of appropriation, the motion to make a special order of business shall specify which items shall be considered for adoption, notwithstanding the veto and, upon consideration of those items, any member of the council may require that the question be separately put on any one or more of the vetoed items.

Sec. 151-79. Special procedures for rezoning ordinances.

(a) Proposals for changing the zone maps incorporated by reference into the Marion County zoning ordinance may be amended or rejected only after the council holds a public hearing pursuant to IC 36-7-4-608. Whenever pursuant to IC 36-7-4-608 the council schedules such a public hearing, the rules set forth in this section shall apply.

(b) After such public hearing is scheduled by vote of the council, a preliminary investigation shall proceed as follows:

(1) The general counsel shall notify the administrator of the division of development services within two (2) days after a rezoning hearing is scheduled, and the administrator shall distribute in writing to all council members and the general counsel the staff comments and any other information deemed by him relevant to the matter to be heard. Such materials shall be mailed or delivered at least seven (7) days prior to the hearing date.

(2) Any interested party may distribute any relevant written materials to council members, provided all such information is distributed to all council members. Such materials will be distributed to council members by the clerk's staff if thirty-five (35) copies are delivered at the staff conference provided in paragraph (3) of this subsection.

(3) The general counsel shall conduct a preliminary staff conference on all rezoning petitions on the Wednesday immediately preceding the scheduled hearing beginning at 2:00 p.m. in the clerk's offices, unless the petitioners and remonstrators agree to a different time. The petitioner(s) and any remonstrator(s) each shall be represented at such conference by not more than two (2) persons for each side, one of whom may be their attorney.

(4) The purpose of the staff conference shall be to insure agreement as to the procedures for the public hearing, to promote agreement on order of presentation, to list witnesses and exhibits, ~~and~~ to narrow issues to be heard, and to consider compromises.

(c) Order of public hearings:

(1) Councillor requesting hearing (two (2) minutes);

(2) Petitioner(s)' presentation (twenty (20) minutes or less);

(3) Remonstrator(s)' presentation (twenty (20) minutes or less);

(4) Public comment from any citizen who has an interest distinct from that represented by petitioner(s) or remonstrator(s) (two (2) minutes or less each);

(5) Petitioner(s) to close (remainder of twenty (20) minutes if any);

(6) Remonstrator(s) to close (remainder of twenty (20) minutes if any);

(7) Council questioning and debate:

a. Each council member has the floor only once for not more than two (2) minutes;

b. All questions by council members and the responses shall be counted within the time allocated in subparagraph a;

(8) Councillors requesting hearing has five (5) minutes to close debate;

(9) Hearing ends, petition is decided.

(d) The petitioner(s) and remonstrator(s) each shall have twenty (20) minutes total per side for presentation and closing, which may be used at their discretion. All testimony, except public comment and questions by council members and the response thereto, shall be treated as part of either the petitioner(s)' or remonstrator(s)' time whether or not called by a party.

(e) If either party is of the opinion that the issues are sufficiently complex to justify additional time, such request shall be made at the staff conference and decided by the council prior to the hearing. No additional time shall be allowed after the hearing begins except by action suspending these rules.

(f) After the public hearing on a proposal for a rezoning ordinance, by a vote of eighteen of the members of the city-county council, the proposal is adopted or rejected as the case may be. Any vote of less than eighteen shall be indecisive; and the proposal shall take effect as adopted pursuant to IC 36-7-4-608(c)(3) on the final action date (as extended).

~~Sec. 151-80. Action to change or postpone.~~

~~Action to change or postpone the effective date of a transportation board resolution adopted pursuant to this Code purporting to establish traffic regulations pursuant to authority delegated by the council, shall be taken by council resolution.~~

Sec. 151-8~~1~~0. Committee reports.

Whenever a committee acts to return a proposal to a council, the chair~~man~~person of the committee shall so inform the clerk, stating in writing whether the committee recommends adoption or denial or reports without recommendation.

Sec. 151-8~~2~~1. Special orders - final adoption.

Upon reaching the order of business "Special Orders - Unfinished Business" and the order of business "Special Orders - Final Adoption of Proposals," the president shall state with respect to each proposal in the order listed in the agenda, that the question is on the final adoption of Proposal No. _____.

Sec. 151-8~~3~~2. Order of debate.

When the presiding officer has stated a question on final adoption, he shall then recognize the chair~~man~~person of the committee to which the proposal was referred or if the chair~~man~~person has voted with the minority on the proposal in committee a member of the committee which voted for the committee recommendation, and the member of the council introducing the proposal, if there is one. After the committee recommendations have been announced and after the sponsoring council member has spoken or declined to speak, any member of the council may be recognized for debate or any other matter in order. If the committee has recommended that the proposal be amended, the question before the council shall be on adoption of the proposal as amended by the committee.

Sec. 151-8~~4~~3. Roll call votes.

The presiding officer may state the question of final adoption jointly on more than one proposal; however, if any member of the council objects, the roll call on adoption shall be taken separately on each proposal.

Sec. 151-8~~5~~4. Amendments.

No amendment to a proposal shall be in order unless in writing and copies presented to the president and the clerk. Any amendment may be referred, delayed or otherwise disposed of without delay or prejudice of the proposal itself. The adoption of any amendment not having the prior approval of the general counsel as to form shall have the effect of tabling the proposal until the next meeting.

Sec. 151-865. Indecisive vote.

If, after the president has stated the question on final adoption and the council has postponed the final vote or if on final vote the proposal fails to obtain the necessary vote for adoption or defeat, the proposal shall be placed on the agenda of the next meeting under the order of business: "Special Orders - Unfinished Business," unless it is referred back to a committee or tabled or postponed to a time certain or indefinitely.

Sec. 151-86. Adjournment motions recognizing deceased persons.

At the conclusion of each Council meeting immediately prior to traditional adjournment, the Clerk or a member of the Council as designated by the President shall have the opportunity to adjourn the meeting in recognition of and respect for the life and contributions of specifically named deceased persons. The name(s) of such deceased persons shall be submitted to the Clerk by the sponsoring Councillor by 5:00 P.M. at least two work days before the regularly scheduled meeting of the Council at which the motion is to be offered. The motion shall be in writing on a form devised and approved by the Clerk and shall contain all information necessary to facilitate the full intent and process of this ordinance. The following protocol for offering motions is to be used.

The President	The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.
President's Designee	Mr. President.
The President	The Chair recognizes (The Clerk) Councillor _____.
The Councillor	Mr. President, I have been asked to offer the following motion(s) for adjournment.
	by Councillor _____ in memory of _____.
	by Councillor _____ in memory of _____.
	(This format will be followed through the completion of all names.)
	Mr President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion(s) be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.
The President	Thank you, Councillor _____. Hearing no objections, the motion(s) is/are received and the requests are so ordered.
	Hearing no further motions for adjournment, we are adjourned. (gavel)

Sec. 151-88.

The letter to be sent to the involved families will take the following form.

Dear _____

I am very pleased to advise you that upon motion made by Councillor _____, the _____ session of the Indianapolis City-County Council was adjourned "in recognition of and respect for the life and contributions of _____."

Councillor _____'s motion was supported by the full Council and is now a part of our permanent records.

America has been made great by those persons who have made the landmark contributions as well as those whose very presence in the community is a stabilizing influence which lends a sense of purpose and direction. We join you at this time in remembering _____.

ARTICLE 7 - COUNCIL STAFF

Sec. 161-1. Appointment and term of office.

The clerk, pursuant to state law, shall be appointed by and serve at the pleasure of the city-county council for a term of one (1) year.

Sec. 161-2. Duties generally.

The clerk shall act as the secretary of the city-county council~~, he shall,~~ send out all notices of city-county council meetings, keep the official records of city-county council proceedings and shall have the duty, pursuant to state law, of keeping an ordinance book and seeing to the publication of ordinances. The clerk shall be the keeper of the city seal and Code.

Sec. 161-3. General duties of the clerk.

In addition to any other duties imposed by state law, this Code or other ordinances of the consolidated city and county, the clerk shall perform the following duties with respect to the proceedings of the city-county council:

(1) Act as secretary of the city-county council and each special service district council and keep and preserve an accurate journal of all proceedings of the councils;

(2) Shall cause all notices of regular and special meetings of the Councils and its committees to be served in accordance with state statutes, this Code and other city-county ordinances, these rules and the directions of the president of the council; shall cause the publication of all notices of public hearings as required by law or these rules and shall also deliver all subpoenas issued by authority of the councils.

(3) Shall be the legal custodian of all records of the councils and of all ordinances and resolutions of the consolidated city and county.

(4) Shall maintain complete and orderly files containing all papers and documents of every kind and character pertaining to the business of the councils and hold them available for the use and reference of the councils and their members.

(5) Shall call the roll when directed by the presiding officer in alphabetical order, except that the president shall be called last.

Sec. 161-4. Journal.

The journal of the council shall contain a complete and accurate record of the official proceedings of the city-county council and each special service district council and shall be prepared and kept in the following manner:

(1) Contents. The clerk shall enter in the journal at least the following information:

a. The complete text of all correspondence from the mayor;
b. The numbers and titles of all proposed ordinances and resolutions when introduced;
c. A brief statement of the contents of any petition or other paper presented for consideration;
d. The complete text of each ordinance, resolution or other proposal when before the council for adoption and each amendment proposed thereto;
e. Every vote of the council, including the yeas and nays;
f. Such other matters as are necessary to keep an accurate record of the proceedings of the councils.

(2) Publication. After the journal is approved, the clerk shall have one hundred (100) copies of the journal of each meeting printed. One (1) copy shall be delivered to each member of the city-county council as soon as possible. At least fifty (50) copies shall be preserved to be bound with a proper index after the end of each year as the permanent official journal of the councils; one (1) bound copy shall be delivered to each councilman who served during that year.

Sec. 161-5. Calendar and agenda.

The clerk shall prepare a calendar of pending matters and agendas for each meeting of a council, as follows:

(a) A current calendar shall be available to members of the council within three (3) days after each meeting indicating the status of each matter pending before the council.

(b) (1) The council staff will prepare in advance of each council meeting a preliminary agenda.

(2) The preliminary agenda shall list all items of business on which action is anticipated as of the date of such preliminary agenda, but might not contain:

a. Economic development bond proposals not yet heard by the economic development committee;
b. Rezoning proposals not then certified by the administrator of zoning;
c. Resolutions not then submitted to the clerk; and
d. Items which may be added to the agenda by suspension of the rules or other lawful procedures.

(3) The preliminary agenda shall be available to the public by 2:00 p.m. on the last business day prior to the date of the meeting and shall be mailed to the councillors requesting the same that afternoon.

(c) The clerk shall prepare an agenda prior to each meeting of the council showing all matters eligible for consideration under each order of business.

Sec. 161-6. Notice of claims; service of civil process.

The clerk shall be the person upon whom notices of claims and civil processes shall be served in all civil actions against the city.

Sec. 161-7. Fees for furnishing copies of documents.

The clerk shall be entitled to receive and shall made a charge for furnishing certified copies of any of the official records in ~~his~~ the clerk's possession. The rate of such fees shall be the same as that for similar service allowed by state law to the clerk of the county circuit court.

Sec. 171-1. Staff officers.

The city-county council shall consider for approval the recommendations of the committee on rules and public policy for appointments to the following staff officer positions:

(1) Office manager;

(2) Assistant clerks;

(3) A general counsel;

(4) Research directors;

(5) ~~Fiscal analysts~~ chief financial officer;

(6) Assistant attorneys.

The president of the council shall be the personnel administrator for salary and compensation of the staff.

Sec. 171-2. General duties of the assistant clerk.

The assistant clerks shall, in the absence of the clerk, be authorized to perform all of the duties prescribed by these rules for the clerk including signing any documents which may require the signature of the clerk. One or more senior assistant clerks shall be designated to act when the clerk is absent.

Sec. 171-3. Appointment and supervision of the general counsel.

The general counsel shall be appointed by the president of the council upon recommendation by the committee on rules and public policy, ~~with the concurrence of the corporation counsel and~~ subject to approval by the council. ~~The general counsel shall be responsible to the corporation counsel for the performance of those duties which by statute the legal division is to perform for the council.~~ The president shall be responsible for supervision of the general counsel.

Sec. 171-4. Duties of the general counsel generally.

(a) The general counsel shall be responsible to see that all ordinances and resolutions requested by members of the council are drafted, shall review and approve all proposed ordinances and resolutions as to form and legality, shall advise the clerk as to all

matters regarding publication and codification of ordinances and shall give legal advice as requested by the councils, their committees and their members.

(b) The general counsel shall be responsible for editing and supervising of the codification of the ordinances and is authorized to renumber and rearrange sections of ordinances or the codification as deemed appropriate.

(c) The general counsel shall also attend meetings of the majority caucus and advise such caucus unless the majority caucus requests other legal representation or if the general counsel determines that an ethical conflict requires withdrawal from such representation.

Sec. 171-5. Assistant attorney.

The assistant attorney shall be appointed by the council upon nomination by the minority leader and with the recommendation by the committee on rules and public policy. The assistant attorney shall serve at the pleasure of the minority council members. The assistant attorney shall be subject to the supervision of the general counsel ~~who shall report periodically to the committee on rules and public policy with respect to the job assignments and time devoted to the position by the assistant attorney.~~ The assistant attorney shall be available to minority council members to render assistance and legal counsel to them and the minority caucus at the direction of the minority leader upon matters pertaining to council business. The assistant attorney shall also assist the general counsel in the preparation of proposals and other matters pertaining to the routine business of the council under the supervision and direction of the general counsel. The assistant attorney shall not be authorized to perform any function by statute delegated to the corporation counsel nor any function by these rules pertaining to the office of general counsel except with the permission of the general counsel, and shall not institute or represent any council~~man~~ member with respect to any litigation.

Sec. 171-6. Appointment and general duties of the research director.

The research director shall be employed by the clerk upon the recommendation of the committee on rules and public policy, subject to approval by the council. The research director shall be responsible to the president and the general counsel for conducting all research relating to council business, as requested by the president, the general counsel or any member of the councils.

Sec. 171-7. Appointment and general duties of chief financial officer.

Chief financial officer shall be appointed upon recommendation of the committee on rules and public policy, subject to approval by the council. Chief financial officer shall be responsible to the president for analyzing and reporting of budgetary matters under the jurisdiction of the council.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 487, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 487, 1993 on October 20, 1993. The proposal, sponsored by Councillor Jimison, transfers and appropriates $3,591 for the Superior Court, Criminal Division, Room Six, to cover miscellaneous expenses. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 487, 1993, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT PRESENT: Schneider

Proposal No. 487, 1993 was retitled FISCAL ORDINANCE NO. 88, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 88, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Three Thousand Five Hundred and Ninety-one

Dollars ($3,591) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Six and reducing certain other appropriations for that Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (jj) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room Six to pay for additional supplies.

SECTION 2. The sum of Three Thousand Five Hundred Ninety-one Dollars ($3,591) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX	COUNTY GENERAL FUND
2. Supplies	$2,000
3. Other Services and Charges	1,591
TOTAL INCREASE	$3,591

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX	COUNTY GENERAL FUND
4. Capital Outlay	$3,591
TOTAL REDUCTION	$3,591

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 505, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 505, 1993 on October 20, 1993. The proposal, sponsored by Councillor West, reallocates $201,807 from the E-911 Fund to the Police General Fund and $38,005 from the E-911 Fund to the Fire General Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 505, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Hinkle
1 NOT PRESENT: Schneider

Proposal No. 505, 1993 was retitled FISCAL ORDINANCE NO. 89, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 89, 1993

A FISCAL ORDINANCE reallocating Two Hundred One Thousand Eight Hundred Seven Dollars ($201,807) from the E-911 Fund to the Police General Fund and Thirty-eight Thousand and Five Dollars ($38,005) from the E-911 Fund to the Fire General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To approve the reallocation of resources to fund the 1993 budget, to-wit: (1) to provide reimbursement for the dispatch services of the Indianapolis Police Department, Two Hundred One Thousand

Eight Hundred Seven Dollars ($201,807) is hereby ordered transferred from the E-911 Fund to the Police General Fund, and (2) to provide for the reimbursement for the dispatch services of the Indianapolis Fire Department, Thirty-eight Thousand and Five Dollars ($38,005) from the E-911 Fund to the Fire General Fund.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 556, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 556, 1993 on October 20, 1993. The proposal transfers and appropriates $3,500 for the Superior Court, Title IV-D Court, to furnish new courtroom and offices. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption.

Councillor Dowden introduced Barbara Collins, Master Commissioner, Title IV-D Court.

Proposal No. 556, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 556, 1993 was retitled FISCAL ORDINANCE NO. 90, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 90, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Three Thousand Five Hundred Dollars ($3,500) in the County General Fund for purposes of the Superior Court, Title IV-D Court and reducing certain other appropriations for that Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (yy) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Title IV-D Court to furnish a new courtroom and offices.

SECTION 2. The sum of Three Thousand Five Hundred Dollars ($3,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, TITLE IV-D COURT	COUNTY GENERAL FUND
2. Supplies	$ 500
4. Capital Outlay	3,000
TOTAL INCREASE	$3,500

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, TITLE IV-D COURT	COUNTY GENERAL FUND
3. Other Services and Charges	$3,500
TOTAL REDUCTION	$3,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 559, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 559, 1993 on October 13, 1993. The proposal transfers and appropriates $592,826 for the Department of Transportation, Operations Division, to cover overtime expenses and additional salary expense due to contracts won by DOT. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 559, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Brents, Golc
1 NOT PRESENT: Schneider

Proposal No. 559, 1993 was retitled FISCAL ORDINANCE NO. 91, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 91, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Five Hundred Ninety-two Thousand Eight Hundred Twenty-six Dollars ($592,826) in the Transportation General Fund for purposes of the Department of Transportation, Operations Division and reducing certain other appropriations from the Finance & Administration Division and the Asset Management Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Operations Division to pay for overtime that is required for employees to handle snow emergencies and to repair potholes.

SECTION 2. The sum of Five Hundred Ninety-two Thousand Eight Hundred Twenty-six Dollars ($592,826) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION OPERATIONS DIVISION	TRANSPORTATION GENERAL FUND
1. Personal Services	$592,826
TOTAL INCREASE	$592,826

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION FINANCE AND ADMINISTRATION DIVISION	TRANSPORTATION GENERAL FUND
1. Personal Services	$ 80,000
3. Other Services and Charges	161,763
ASSET MANAGEMENT DIVISION	
1. Personal Services	351,063
TOTAL REDUCTION	$592,826

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 560, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 560, 1993 on October 13, 1993. The proposal transfers and appropriates $241,473 for the Department of Transportation, Operations Division, to cover salaries and repeals Fiscal Ordinance No. 59, 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Robert Wilkes, Chief Financial Officer, stated that Section 5 in Proposal No. 560, 1993 needs to be deleted which states that Fiscal Ordinance No. 59, 1993 needs to be repealed. Councillor Gilmer moved, seconded by Councillor Short, to delete Section 5 of Proposal No. 560, 1993. This motion passed by unanimous voice vote.

Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal No. 560, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Brents, Golc
1 NOT PRESENT: Schneider

Proposal No. 560, 1993 was retitled FISCAL ORDINANCE NO. 92, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 92, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Two Hundred Forty-one Thousand Four Hundred Seventy-three Dollars ($241,473) in the Transportation General Fund for purposes of the Department of Transportation, Operations Division and reducing certain other appropriations from the Finance & Administration Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Operations Division to pay salaries of employees that have won enough bids to warrant a transfer in funds.

SECTION 2. The sum of Two Hundred Forty-one Thousand Four Hundred Seventy-three Dollars ($241,473) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION OPERATIONS DIVISION	TRANSPORTATION GENERAL FUND
I. Personal Services	$241,473
TOTAL INCREASE	$241,473

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION FINANCE AND ADMINISTRATION DIVISION	TRANSPORTATION GENERAL FUND
1. Personal Services	$241,473
TOTAL REDUCTION	$241,473

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 561, 562, 563, 564 and 565, 1993. Councillor Gilmer asked for consent to vote on these five transportation proposals together. Consent was given. PROPOSAL NO. 561, 1993. The proposal amends the Code by authorizing intersection controls for Liberty Creek subdivision (District 1). PROPOSAL NO. 562, 1993. The proposal amends the Code by authorizing intersection controls for Hunters Crossing subdivision (District 5). PROPOSAL NO. 563, 1993. The proposal amends the Code by authorizing intersection controls for Potomac Place subdivision (District 5). PROPOSAL NO. 564, 1993. The proposal amends the Code by authorizing intersection controls for Warren Woods subdivision (District 5). PROPOSAL NO. 565, 1993. The proposal amends the Code by authorizing intersection controls for Warren Lakes subdivision (District 5). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 561, 562, 563, 564 and 565, 1993 on October 13, 1993. By a 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Ruhmkorff, for adoption. Proposal Nos. 561, 562, 563, 564 and 565, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Brents, Golc
1 NOT PRESENT: Schneider

Proposal No. 561, 1993 was retitled GENERAL ORDINANCE NO. 145, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 145, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
9, Pg. 3	Liberty Creek NDR & Pilgrim Dr	Pilgrim Dr	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 562, 1993 was retitled GENERAL ORDINANCE NO. 146, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 146, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
21, Pg. 1	Bearwood Dr. & Hunters Blvd.	Bearwood Dr.	Stop
21, Pg. 2	Foxtail Dr. & Hunters Blvd.	Hunters Blvd.	Stop
21, Pg. 3	German Church Rd. & Hunters Blvd.	German Church Rd.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 563, 1993 was retitled GENERAL ORDINANCE NO. 147, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 147, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
21, Pg. 5	Treasury Row & 25th St	25th St	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 564, 1993 was retitled GENERAL ORDINANCE NO. 148, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 148, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
21, Pg. 1	Amburg Ct, Amburg Dr, & Wismar Dr	Wismar Dr	Stop
21, Pg. 1	Amburg Dr, Bearwood Ct, & Bearwood Dr	Bearwood Dr	Stop
21, Pg. 3	German Church Rd & Wismar Dr	German Church Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 565, 1993 was retitled GENERAL ORDINANCE NO. 149, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 149, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
28, Pg. 1	Cripple Creek Ct, Grenadier Ln, & Wilford Ln	Grenadier Ln & Wilford Ln	Yield
28, Pg. 1	Cumberland Way Dr, Grenadier Ln	Grenadier Ln	Stop
28, Pg. 1	Cumberland Way Dr, Shannon Pointe Rd	Shannon Pointe Rd	Stop
28, Pg. 1	Cumberland Way Dr, Warren Lake Ct	Cumberland Way Dr	Yield
28, Pg. 1	Cumberland Rd, Grenadier Ln	Cumberland Rd	Stop
28, Pg. 1	Cumberland Rd, Shannon Pointe Rd	Cumberland Rd	Stop
28, Pg. 1	Shannon Pointe Rd, Wilford Ln	Wilford Ln	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 566, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 566, 1993 on October 13, 1993. The proposal amends the Code by authorizing a traffic signal at 86th Street and Commerce Park Place (District 1). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do

pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 566, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, West, Williams
0 NAYS:
5 NOT VOTING: Black, Brents, Golc, Gray, Shambaugh
1 NOT PRESENT: Schneider

Proposal No. 566, 1993 was retitled GENERAL ORDINANCE NO. 150, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. I50, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
2, Pg. 1	86th St & Commerce Park Pl	86th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
2, Pg. 1	86th St & Commerce Plark Pl	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 567, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 567, 1993 on October 13, 1993. The proposal amends the Code by authorizing a traffic signal for Coe Street (Wishard Hospital) and University Boulevard approximately 600 feet south of Indiana Avenue (District 16). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 567, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Brents, Golc
1 NOT PRESENT: Schneider

Proposal No. 567, 1993 was retitled GENERAL ORDINANCE NO. 151, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 151, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
24, Pg. 5	Coe St & University Blvd	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 568, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 568, 1993 on October 13, 1993. The proposal amends the Code by authorizing a traffic signal for the east entrance to North Willow Mall on West 86th Street (District 3. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal No. 568, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, Williams
1 NAY: Ruhmkorff
3 NOT VOTING: Brents, Golc, West
1 NOT PRESENT: Schneider

Proposal No. 568, 1993 was retitled GENERAL ORDINANCE NO. 152, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 152, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
3, Pg. 9	86th St & North Willow Mall Entrance (2370 W)	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
3, Pg. 9	86th St & North Willow Mall Entrance (2250 W)	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 571, 572 and 573, 1993. Councillor Gilmer asked for consent to vote on these three transportation proposals together. Consent was given. PROPOSAL NO. 571, 1993. The proposal amends the Code by authorizing a multi-way stop at the intersection of Delaware Street and 57th Street (District 7). PROPOSAL NO. 572, 1993. The proposal amends the Code authorizing a multi-way stop at the intersection of Millersville Road and 42nd Street (District 11). PROPOSAL NO. 573, 1993. The proposal amends the Code by authorizing a 25 mph speed limit on Deer Creek Drive from 52nd Street to 56th Street (District 9). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 571, 572 and 573, 1993 on October 13, 1993. By a 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption. Proposal Nos. 571, 572 and 573, 1993 were adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Brents, Golc
1 NOT PRESENT: Schneider

Proposal No. 571, 1993 was retitled GENERAL ORDINANCE NO. 153, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 153, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
11, Pg. 5	Delaware St. & 57th St.	57th St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
11, Pg. 5	Delaware St. & 57th St.	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 572, 1993 was retitled GENERAL ORDINANCE NO. 154, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 154, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
18, Pg. 12	Millersville Rd & 42nd St	Millersville Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
18, Pg. 12	Millersville Rd & 42nd St	None	All Way Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 573, 1993 was retitled GENERAL ORDINANCE NO. 155, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 155, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

25 MPH
Deer Creek Drive, from
52nd Street to 56th Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL SERVICE DISTRICT COUNCILS
POLICE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING

A quorum being present, the President called the Police Special Service District Council to order at 9:39 p.m.

PROPOSAL NO. 445, 1993. The proposal appropriates $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project. Councillor Dowden asked for consent to postpone Proposal No. 445, 1993 until November 22, 1993. Consent was given.

NEW BUSINESS

Councillor Boyd moved that before final arrangements are made and final documents signed by the Capital Improvements Board concerning the construction of a downtown professional baseball stadium, at the discretion of the President, the issue be assigned either to a standing committee of the Council for review and public hearing or to the Council itself sitting as the Committee of the Whole. Councillor Williams seconded the motion.

Councillor Boyd said that this simple motion does not question the authority of the Capital Improvements Board (CIB). All this motion does is bring the Council into the process loop as elected officials who have constituents to which they are responsible. The development of a downtown baseball stadium is going to be a tremendous investment for the City and it is also going to change significantly the landscape downtown. There needs to be an opportunity for public input and public dialogue concerning this issue.

Councillor Borst asked who is the point person or group on this issue. He said that he did not think CIB had the power to do this. Councillor Boyd replied that CIB does have the authority to carry the construction of a baseball stadium through to completion without stopping at the Council. Councillor Short said that state statute gives them the authority. CIB is a separate municipal corporation.

The President said he believes that the Council does have the forum to discuss this and to ask responsible officials to report directly to the Council, either to a Committee or to the Committee of the Whole.

Councillor Golc suggested that the Municipal Corporations Committee hear the CIB presentation on this issue.

Councillor West stated that in order to move ahead in the Regional Center requires (1) proper zoning and (2) Regional Center approval. The rezoning process often involves both the Commission and the Council; Regional Center approval normally involves the Commission.

Councillor Hinkle said that it is highly probable that taxpayers dollars might find their way into the building of a new stadium; therefore, he endorsed Councillor Boyd's motion.

Councillor Boyd's motion passed by unanimous voice vote.

Councillor Williams acknowledged Councillor Short's fortieth birthday.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Machinist Mate Petty Officer Thomas S. Mosley and Doris Means. He respectfully asked the support of fellow

Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 25th day of October, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, NOVEMBER 8, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, November 8, 1993, with Councillor SerVaas presiding.

The President invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
2 ABSENT: Black, Rhodes
[Clerk's Note: Councillor Rhodes arrived at 7:15 p.m.]

A quorum of twenty-seven members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Hinkle introduced Patrolman Scott Baldwin and read the following letter:

November 8, 1993

To Patrolman Scott Baldwin:

We, the following Indianapolis City-County Councillors learned about your act of kindness by finding a replacement puppy for an eleven-year-old boy whose pet dog was killed.
An Indianapolis policeman's work is very busy these days with runs, paperwork, training and a host of other obligations. But through it all, this act of friendship from one human being to another, reflects great credit upon the police department--and upon yourself as a caring individual.

Good job, well done, Officer Baldwin.

Bill Dowden
Mary Bridget Moriarty
Timothy M. Mullin
Maggie Brents
Carlton Curry
Paul H. Jones
Rozelle Boyd
Toby McClamroch
Linda Beadling
Betty Ruhmkorff
Beulah Coughenour
Stuart W. Rhodes
Cory E. O'Dell
Gordon Gilmer
Susan Williams
Monroe Gray, Jr.
Randy J. Shambaugh
Jeffrey L. Golc
Frank T. Short
Phil Hinkle
D. T. Smith
Ron V. Franklin
Steve West
Ken Giffin
Beurt SerVaas
Bill Schneider
Philip C. Borst

Officer Baldwin expressed his appreciation for the recognition.

Councillor Short recognized Dan Cartwright, Chairman of the Indianapolis Public Transportation Corporation Board, and Mr. Cartwright's daughter. Councillor Short introduced his son Tommy.

Councillor Gilmer recognized Officer Jerry Young, a twenty-eight year member of the Indianapolis Police Department.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 8, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Re: Proposal No. 320, 1993 - General Ordinance No. 97, 1993

J. June Dugan, Administrator, Neighborhood and Development Services Division, Department of Metropolitan Development, certified that the Metropolitan Development Commission at its August 18, 1993 meeting approved G.O. No. 97, 1993 (Commercial Zoning Revisions) as amended by the Council on July 12, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

October 26, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 28, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 588, 590, 591, 592, 594 and 595, 1993, to be held on Monday, November 8, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

October 28, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 79, 1993 - appropriating $25,600 for the Domestic Relations Counseling Bureau, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel expenses for the Visiting Nurse Service

FISCAL ORDINANCE NO. 80, 1993 - appropriating $4,700,000 for the Department of Transportation, Asset Management Division, to cover the expense of resurfacing approximately fifty lane miles of streets and of implementing a county-wide inventory of signals, streets and culverts

FISCAL ORDINANCE NO. 81, 1993 - appropriating $421,000 for the Department of Transportation, Operations Division, to replace 1993 funds which were used to pay 1992 residential thoroughfare and traffic energy bills

FISCAL ORDINANCE NO. 82, 1993 - appropriating $370,000 for the County Sheriff to cover food expense for the jail inmates through the end of the year

FISCAL ORDINANCE NO. 83, 1993 - appropriating $18,100 for the Superior Court, Criminal Division, Probation Department, to cover postage, supplies and telephone service expenses

FISCAL ORDINANCE NO. 84, 1993 - appropriating $47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant

FISCAL ORDINANCE NO. 85, 1993 - appropriating $23,283 for the County Sheriff to continue the Child Abuse Intervention Program funded by a state grant

FISCAL ORDINANCE NO. 86, 1993 - appropriating $30,703 for the Marion County Justice Agency to initiate a Pre-Trial Drug Testing program funded by a state grant

FISCAL ORDINANCE NO. 87, 1993 - appropriating $3,500 for the Superior Court, Criminal Division, Probation Department, to pay for processing urine samples

FISCAL ORDINANCE NO. 89, 1993 - reallocating $201,807 from the E-911 Fund to the Police General Fund and $38,005 from the E-911 Fund to the Fire General Fund

FISCAL ORDINANCE NO. 91, 1993 - transferring and appropriating $592,826 for the Department of Transportation, Operations Division, to cover overtime expenses and additional salary expense due to contracts won by DOT

FISCAL ORDINANCE NO. 92, 1993 - transferring and appropriating $241,473 for the Department of Transportation, Operations Division, to cover salaries and repealing Fiscal Ordinance No. 59, 1993

GENERAL ORDINANCE NO. 144, 1993 - amending the Revised Code concerning the rules of the City-County Council

GENERAL ORDINANCE NO. 145, 1993 - amending the Code by authorizing intersection controls for Liberty Creek subdivision (District 1)

GENERAL ORDINANCE NO. 146, 1993 - amending the Code by authorizing intersection controls for Hunters Crossing subdivision (District 5)

GENERAL ORDINANCE NO. 147, 1993 - amending the Code by authorizing intersection controls for Potomac Place subdivision (District 5)

GENERAL ORDINANCE NO. 148, 1993 - amending the Code by authorizing intersection controls for Warren Woods subdivision (District 5)

GENERAL ORDINANCE NO. 149, 1993 - amending the Code by authorizing intersection controls for Warren Lakes subdivision (District 5)

GENERAL ORDINANCE NO. 150, 1993 - amending the Code by authorizing a traffic signal at 86th Street and Commerce Park Place (District 1)

GENERAL ORDINANCE NO. 151, 1993 - amending the Code by authorizing a traffic signal for Coe Street (Wishard Hospital) and University Boulevard approximately 600 feet south of Indiana Avenue (District 16)

GENERAL ORDINANCE NO. 152, 1993 - amending the Code by authorizing a traffic signal for the east entrance to North Willow Mall on West 86th Street (District 3)

GENERAL ORDINANCE NO. 153, 1993 - amending the Code by authorizing a multi-way stop at the intersection of Delaware Street and 57th Street (District 7)

GENERAL ORDINANCE NO. 154, 1993 - amending the Code authorizing a multi-way stop at the intersection of Millersville Road and 42nd Street (District 11)

GENERAL ORDINANCE NO. 155, 1993 - amending the Code by authorizing a 25 mph speed limit on Deer Creek Drive from 52nd Street to 56th Street (District 9)

SPECIAL ORDINANCE NO. 13, 1993 - approving a loan agreement and a note between the City and the Local Public Improvement Bond Bank in the amount of $20,000,000 and appropriating said funds (Barrett projects)

SPECIAL RESOLUTION NO. 70, 1993 - remembering Lynn Druding

SPECIAL RESOLUTION NO. 71, 1993 - recognizing Raymond F. Benjamin and the St. Vincent de Paul Society

SPECIAL RESOLUTION NO. 72, 1993 - requesting the main meeting room of Krannert Park Family Center be named the Dwight L. Cottingham Room

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

Councillor Dowden stated that a class action suit has been brought against the Marion County Clerk in Federal Court concerning the Clerk's method in processing support payments. Over 52,000 people send support money into the Clerk which is then forwarded to the spouses to whom it belongs. The Clerk holds a check that is written on an in-state bank for ten days and an out-of-state check for twenty days to make sure the check clears. During that period of time the money is in a trust fund and draws interest. This interest amounts to approximately $200,000 a year which is deposited into the County General Fund and used to defray other expenses of the County. The Clerk has been ordered to repay the interest earned on the support money since August 1991 to the proper recipients. Also any interest that accrues on support money in the future must be passed along to the recipients. In the future, the Clerk will only accept certified checks, money orders or cash; the Clerk will not accept any more personal checks. Councillor Dowden said that he believes it is an unfortunate case that was brought against the Clerk and it will have a serious impact on the people who are waiting for their child support payments and on the taxpayers in Marion County.

Councillor Coughenour asked for a point of personal privilege. She said that she believed it is time to recognize the accomplishments of Councillor Stuart Rhodes. The following is a list of his activities with the Association of Indiana Counties, Inc. (AIC): Board of Directors, 1988-present; East Central District Vice President, 1988-1989; East Central District President, 1989-1990; AIC Treasurer, 1990; Third Vice President, 1991; Second Vice President, 1992; First Vice President, 1993; President-Elect, 1994; Legislative Committee, 1986-1990; Insurance Committee, 1989; Conference Site Selection Committee, 1991; and Conference Host Committee Chairman, 1992.

Councillor Rhodes expressed his appreciation for the recognition. He said that he is looking forward to 1994 as President of AIC. Part of his duties is to visit with all of the county councils throughout the state. He said sometime next year he will have to have an official visit with this Council.

The President said that Indianapolis and Marion County have been well represented in both state and national councils by Councillors West, Coughenour, Boyd and Rhodes.

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of October 25, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 630, 1993. This proposal, sponsored by Councillor Hinkle, recognizes the Ben Davis "Marching Giants" Band. Councillors Brents, Giffin and Golc joined Councillor Hinkle at the podium. Councillor Hinkle read the resolution and presented a copy of the document to Band Director Jim Butz, who expressed appreciation for the recognition. Also present were Assistant Director Gary Wishmeyer, Drum Majors Reggie Edwards, Alison Lee, Nathan Johnson and Christa Barnhard, and Guard Captain Ginny Hurm. Councillor Hinkle moved, seconded by Councillor Giffin, for adoption. Proposal No. 630, 1993 was adopted by unanimous voice vote.

Proposal No. 630, 1993 was retitled SPECIAL RESOLUTION NO. 73, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 73, 1993

A SPECIAL RESOLUTION recognizing the Ben Davis Marching Giants band.

WHEREAS, the Ben Davis High School Marching Giants band has a long tradition of excellence; and

WHEREAS, with over 300 members it is the largest band in Indiana, it has won the Indiana State Field Show Championships nine times since 1976, it has won the Indiana State Fair Marching Contest five times, and it has not ranked lower than fifth place in any state competition since 1960; and

WHEREAS, the Marching Giants have performed before six U.S. Presidents, has represented the State of Indiana in the 1960 and 1984 Presidential Inaugurations, has marched in numerous major parades ih America and Europe including five times in the Tournament of Roses Parade in Pasadena, and has been in the "500" Festival Parade every third year since 1957; and

WHEREAS, Ben Davis' newest laurel was First Place in the large school Class A Division of the annual Indiana State School Music Association finals in the Hoosier Dome on October 23, 1993; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes the premier Ben Davis High School Marching Giants band.

SECTION 2. The band has an enviable tradition, but those honors must be earned anew by each individual student member doing his and her best at each performance.

SECTION 3. The Council applauds the supportive Ben Davis band parents, the school administration, Band Director Jim Butz, Assistant Directors Gary Wishmeyer and Gary Fields, "Marching Giants" staff Al Temby, Don Hill, Craig Waltz, Jennifer Rolfson, Jeff Wroblewski, Sandra Butz, Dale Rolfson, David Hood, Candi Maynard and Shirley Wilbur, Drum Majors Reggie Edwards, Alison Lee, Nathan Johnson and Christa Barnhart, and Guard Captain Ginny Hurm.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 631, 1993. This proposal, sponsored by Councillors Williams and Moriarty, recognizes Henry Leuman and Bob Meyers. Councillor Williams introduced Dean Black, City employee and Chairman of the 1993 Grand Masquerade, which is a benefit for the Damien Center. Mr. Black explained that his briefcase was stolen from his car containing all of the planning materials for the Grand Masquerade as well as over $4,000 in donations to the Damien Center. Messrs. Leuman and Meyers found the briefcase and returned everything to Mr. Black. Mr. Black will present copies of this resolution to Messrs. Leuman and Meyers at a later date. Councillor Moriarty moved, seconded by Councillor Williams, for adoption. Proposal No. 631, 1993 was adopted by unanimous voice vote.

Proposal No. 631, 1993 was retitled SPECIAL RESOLUTION NO. 74, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 74, 1993

A SPECIAL RESOLUTION recognizing Henry Leuman and Bob Meyers.

WHEREAS, the Damien Center is a not-for-profit human services agency which provides HIV-AIDS education,counseling and care coordination to more than 1,600 Hoosiers who are affected with HIV-AIDS; and

WHEREAS, each year Friends of the Damien Center sponsors the Grand Masquerade fund raising event to benefit the Damien Center; and

WHEREAS, on the evening of Monday, October 18, 1993, a briefcase was stolen from the automobile of Dean A. Black, Chairman of the 1993 Grand Masquerade; and

WHEREAS, the stolen briefcase contained all of the planning materials for the Grand Masquerade as well as over $4,000 in donations to the Damien Center; and

WHEREAS, the next morning Henry Leuman and Bob Meyers found the stolen briefcase in a nearby alley and returned all the contents to Mr. Black; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the integrity, honesty and good citizenship demonstrated by Henry Leuman and Bob Meyers for discovering and returning stolen gifts to volunteers who were assisting the Damien Center.

SECTION 2. It is because of attitudes and people like these two men that Indianapolis continues to be a great city.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 632, 1993. This proposal, sponsored by Councillor Coughenour, recognizes the latest cost-saving project by Indianapolis' Advanced Wastewater Treatment staff. Councillor Coughenour read the resolution and presented copies of the document to Michael Stayton, Director, Department of Public Works, and Carel Adriaans, P.E. Senior Engineer with the Facility Engineering Group, who expressed appreciation for the recognition. Also present were Dottie Adriaans, Rick Farnum, Joe Thaxson and Joe Watson. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 632, 1993 was adopted by unanimous voice vote.

Proposal No. 632, 1993 was retitled SPECIAL RESOLUTION NO. 75, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 75, 1993

A SPECIAL RESOLUTION recognizing the latest cost-saving project by Indianapolis' Advanced Wastewater Treatment staff.

WHEREAS, the effective and efficient treatment of wastewater is important for both the environment and the protection of human health; and

WHEREAS, part of the process of modern wastewater treatment in Indianapolis is the transfer of up to 700 tons per day of partially solid sludge cake to the incinerators; and

WHEREAS, the Indianapolis Advanced Wastewater Treatment facilities Engineering Group and Operations Maintenance staff recently finished a three-phase project to improve the process of conveying the sludge cake; and

WHEREAS, working with in-house AWT staff and an outside contractor the project is now complete; operating and maintenance costs are expected to be reduced from $400,000 down to only $50,000 a year; and the project won a statewide recognition award; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes all those who were involved with the award-winning Advanced Wastewater Treatment sludge cake conveyance modernizing project.

SECTION 2. The Council specifically commends Carel Adriaans, P.E., Senior Engineer with the Facility Engineering Group, each member of the Facility Engineering Group, the AWT Operations Maintenance staff and the outside construction firm Maddox Industrial Contractors, Inc.

SECTION 3. All Indianapolis citizens can be proud of this newest example of AWT staff initiative, industry and skill.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 633, 1993. This proposal, sponsored by Councillor Beadling, recognizes the 75th anniversary of World War I. Councillor Beadling said that she will present the resolution on Veterans Day. Councillor Beadling moved, seconded by Councillor West, for adoption. Proposal No. 633, 1993 was adopted by unanimous voice vote.

Proposal No. 633, 1993 was retitled SPECIAL RESOLUTION NO. 76, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 76, 1993

A SPECIAL RESOLUTION recognizing the 75th anniversary of World War I.

WHEREAS, seventy-five years ago, in 1917, the U.S. declared war on Kaiser Wilhelm II's government, and entered the terrible conflict which Europe had already been suffering since 1914; and

WHEREAS, a whole new vocabulary soon entered into American's conversations: Liberty Bonds, Pershing, trench warfare, machine guns, aeroplanes, mustard gas, Alvin York, doughboys, Kaiser Bill, U-boats and others; and

WHEREAS, by the time the cease fire Armistice took effect on the eleventh hour of the eleventh day of the eleventh month of 1918, Indianapolis and Marion County had lost 387 of its sons and daughters to the conflict; and

WHEREAS, a special Grove of Remembrance for those local heroes was dedicated at Garfield Park in 1920, and was refurbished in 1991 by the Indianapolis Department of Parks and Recreation to properly remember the supreme sacrifice made by these 387 souls; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes all those who answered America's call during World War I.

SECTION 2. Today approximately 80 World War I veterans and 240 widows reside in Indianapolis; and the Veterans Administration is issuing a new World War I 75th Anniversary Commemorative Medal to renew the national appreciation for their service lo so many years ago.

SECTION 3. Indianapolis does not forget, and the Council calls upon all residents to pause to remember the disrupted lives and sacrifices given by the veterans of the First World War.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 613, 1993. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving the issuance of City of Indianapolis, Indiana Multi-family Housing Revenue Bonds (Sunrise Apartments Project) Series 1993A, Series 1993B and Series 1993C in a total aggregate principal amount not to exceed $6,000,000"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 617, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE approving reductions in proposed

expenditures since the adoption of the 1993 City-County Annual Budget in the amount of $13,757,224"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 618, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE approving reductions in proposed expenditures since the adoption of the 1993 Police Special Service District Annual Budget in the amount of $1,454,727"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 619, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE approving reductions in proposed expenditures since the adoption of the 1993 Fire Special Service District Annual Budget in the amount of $1 million"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 620, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $90,500 for the City Controller to cover the costs of converting to a new computer system for the Barrett Law section"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 621, 1993. Introduced by Councillors Rhodes and McClamroch. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $1,520 for the Washington Township Assessor to purchase computer software"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 622, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE revising the enforcement procedures for civil zoning violations in order to comply with state statute, by making certain violations subject to admission and payment through the Ordinance Violations Bureau, in lieu of citations with increasing fine amounts"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 623, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $12,837 for the Court Administrator to cover construction costs for the new Court Administrator Agency which will be located in Suite 341T in the City-County Building"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 624, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $100,000 for the Department of Public Works, Solid Waste Management Division, to cover overtime salaries incurred with the 1993 Fall Leaf Program"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 625, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code dealing with the imposition of the solid waste disposal user fee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 626, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by extending the current sewer service and user rates through January and February 1994"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 627, 1993. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by increasing air pollution control construction permit and operating permit fees for 1994"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 628, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $187,175 for the Department of Transportation, Operations Division, to cover the bids won by the Maintenance Division plus the remaining balance in the Opportunity Account"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 629, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the Department of Transportation to lease its Civil Engineering Lab to Snell Environmental Group, Inc."; and the President referred it to the Transportation Committee.

PROPOSAL NO. 634, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing David Mark Bowell to the Marion County Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 635, 1993 . Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code to add certain provisions respecting the Marion County Public Defender Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 643, 1993 . Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $44,000 to the Marion County Public Defender Agency to pay public defender salaries for the Marion County Drug Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Giffin stated that he was not present at the Economic Development Committee meeting on November 3, 1993, so Councillor Ruhmkorff will give the Committee report on Proposal Nos. 614, 615 and 616, 1993.

PROPOSAL NO. 614, 1993. Councillor Ruhmkorff reported that the Economic Development Committee heard Proposal No. 614, 1993 on November 3, 1993. The proposal authorizes the amendment of S.R. No. 59, 1993 adopted on September 13, 1993 as an inducement resolution for Sure Start, Inc. to acquire and renovate the existing Mallory facility located at 4760 Kentucky Avenue. By a 4-0 vote, the Committee reported the proposal to the Council with

the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Smith, for adoption. Proposal No. 614, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Borst, Moriarty, Mullin, Rhodes
1 NOT PRESENT: Black

Proposal No. 614, 1993 was retitled SPECIAL RESOLUTION NO. 77, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 77, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 59, 1993 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC-36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Sure Start, Inc. (the "Prior Applicant") previously advised the Indianapolis Economic Development Commission and the Issuer that it proposed that the Issuer either acquire certain economic development facilities and sell or lease the same to the Prior Applicant or loan the proceeds of an economic development financing to the Prior Applicant for the same, said economic development facilities consist of the acquisition, renovation, installation and equipping of an existing building containing approximately 134,000 square feet located at 4760 Kentucky Avenue, Indianapolis, Marion County, Indiana on approximately 18 acres of land which will be used in the Prior Applicant's business of manufacturing starters, generators and alternators for the automotive aftermarket; the acquisition of machinery, equipment and furnishings for uses in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the Issuer adopted its Special Resolution No. 59, 1993 (the "Inducement Resolution") concerning the Project;

WHEREAS, Exide Corporation (the "Current Applicant") owns approximately eighty percent (80%) of the stock of the Prior Applicant and the Prior Applicant and the Current Applicant have requested that the Inducement Resolution be amended by substituting the Current Applicant for the Prior Applicant to reflect that the Prior Applicant will now become a division of the Current Applicant;

WHEREAS, the description of the Project and its benefits as described in the Inducement Resolution remains unchanged in all other respects;

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (the retention of one hundred thirty (130) jobs and the creation of approximately sixty-eight (68) jobs by the end of one year and one hundred sixty-two (162) jobs by the end of three (3) years) and the creation of business opportunities to be achieved by the acquisition, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that substituting the Current Applicant in place of the Prior Applicant in the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it presently does not appear that the acquisition, renovation, installation and equipping of the Project will have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The Inducement Resolution is hereby amended by deleting the name "Sure Start, Inc." in the first line of the second WHEREAS clause and inserting in lieu thereof the name "Exide Corporation."

SECTION 2. The Inducement Resolution, except as amended by Section 1 hereof, remains unchanged and all of the remaining aspects of the Inducement Resolution are confirmed and reaffirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 615, 1993. Councillor Ruhmkorff reported that the Economic Development Committee heard Proposal No. 615, 1993 on November 3, 1993. The proposal is an inducement resolution for Forest City Residential Development, Inc. ("Forest City") in an amount not to exceed $10,355,000 for the acquisition, construction, renovation, installation and equipping of the existing 520 units multi-family residential rental project known as Knob in the Woods Apartments located at 2130 Waterford Place. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Jones, for adoption. Proposal No. 615, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Borst, Moriarty, Williams
1 NOT PRESENT: Black

Proposal No. 615, 1993 was retitled SPECIAL RESOLUTION NO. 78, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 78, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Forest City Residential Development, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the existing 520 unit multifamily residential rental project known as Knob in the Woods Apartments located at 2130 Waterford Place, Indianapolis, Indiana on approximately 66 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (eighteen (18) jobs at the end of one year and three years plus the creation of a construction job payroll over the renovation period) and the creation of business opportunities to be achieved by the acquisition, construction, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Eleven Million One Hundred Thousand ($11,100,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires May 31, 1994, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 616, 1993. Councillor Ruhmkorff reported that the Economic Development Committee heard Proposal No. 616, 1993 on November 3, 1993. The proposal is an inducement resolution for Quinn I, Limited Partnership ("Quinn") in an amount not to exceed $4,000,000 for the acquisition, construction, renovation, installation and equipping of the

existing 330 unit multi-family residential rental project known as The Meadows Apartments located at 4006 Meadows Drive. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Giffin, for adoption. Proposal No. 616, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:
3 NOT VOTING: Borst, Moriarty, Williams
1 NOT PRESENT: Black

Proposal No. 616, 1993 was retitled SPECIAL RESOLUTION NO. 79, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 79, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Quinn I, Limited Partnership (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, renovation, installation and equipping of the existing 330 unit multifamily residential rental project known as The Meadows Apartments located at 4006 Meadows Drive, Indianapolis, Indiana on approximately 10.31 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the retention of opportunities for gainful employment (fourteen (14) jobs at the end of one year and three years plus the creation of a construction job payroll over the renovation period) and the creation of business opportunities to be achieved by the acquisition, construction, renovation, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, renovation, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention and creation of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the retention and creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed Four Million Dollars ($4,000,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, renovation, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, renovation, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, renovation, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires May 31, 1994, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, renovation, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (TD 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 636-642, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 5, 1993".

Councillor Rhodes stated that he has been informed by Robert G. Elrod, General Counsel, that there is no provision in the law for him to cast a negative vote against one of the rezoning ordinances [Proposal No. 636, 1993] but he could register his protest. The property that the developers are seeking to rezone is not in his district so he cannot request it be scheduled for a public hearing. This case is similar to one which occurred about a year ago that the Council had a hearing on which was in his district. The developers are the same developers and had said that the property would be a taxable property and would add to the tax base, and their major tenant would be Methodist Hospital. As it turned out, Methodist Hospital owns the facility and their first act after their petition was approved was to ask for a complete tax exemption on the land. Due to the protests submitted by the neighborhood, township assessor and a number of others, Methodist Hospital was only granted a 66% tax exempt status. He

feels the same thing will happen in this case on the southside. This facility will be no more than medical offices with laboratories supporting them. Other private physicians have group practices with medical offices and laboratories and they must pay their full share of taxes. Councillor Rhodes said that this is a legal loophole which must be addressed in the state legislature.

Councillor Borst said that Methodist Hospital has told him that this facility on the southside will be paying anywhere from $50,000 to $100,000 in property tax per year.

The Council did not schedule Proposal Nos. 636-642, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 636-642, 1993 were retitled REZONING ORDINANCE NOS. 154-160, 1993 and are identified as follows:

REZONING ORDINANCE NO. 154, 1993. 93-Z-126 (Amended) PERRY TOWNSHIP.
COUNCILMANIC DISTRICT # 25.
8824 SOUTH MERIDIAN STREET, INDIANAPOLIS.
MICHAEL F. WILEY, by Mary E. Solada, requests the rezoning of 12.1 acres, being in the D-A District, to the C-1 classification to provide for a medical office building and out-patient surgery center.

REZONING ORDINANCE NO. 155, 1993. 93-Z-139 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # 18.
7814 WEST 21st STREET (approximate address), INDIANAPOLIS.
MELODY COMMUNITIES, INC. requests the rezoning of 19.99 acres, being in the D-A and SU-34 Districts, to the D-5 classification to provide for residential development.

REZONING ORDINANCE NO. 156, 1993. 93-Z-145 (DP-12) WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 12.
1622-1712 NORTH CUMBERLAND ROAD (approximate address), INDIANAPOLIS.
JUSTICE DEVELOPMENT AND INVESTMENT, INC., by Thomas Michael Quinn, requests the rezoning of 17.36 acres, being in the D-A District, to the D-P classification to provide for residential development consisting of duplex structures with 78 dwelling units.

REZONING ORDINANCE NO. 157, 1993. 93-Z-147 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 3.
9375-9405 WHITLEY DRIVE (approximate address), INDIANAPOLIS.
REINBOLD REALTY, INC., by Philip A. Nicely, requests the rezoning of 9.8 acres, being in the C-1 and C-S District, to the C-S classification to provide for expansion of an existing automobile sales establishment.

REZONING ORDINANCE NO. 158, 1993. 93-Z-154 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 10.
4503 MASSACHUSETTS AVENUE (approximate address), INDIANAPOLIS.
INDIANAPOLIS FRUIT COMPANY, INC., by Mary E. Solada, requests the rezoning of 1.317 acres, being in the SU-18 District, to the I-4-U classification to provide for the expansion of an existing warehouse, processing and distribution facility.

REZONING ORDINANCE NO. 159, 1993. 93-Z-156 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 13.
9345 BROOKVILLE ROAD (approximate address), INDIANAPOLIS.
BURGE TERRACE BAPTIST CHURCH, INC. requests the rezoning of 29.888 acres, being in the D-A and SU-I Districts, to the SU-1 classification to provide for church use.

REZONING ORDINANCE NO. 160, 1993. 93-Z-160 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
2820 NORTH MERIDIAN STREET (approximate address), INDIANAPOLIS.
Donald Barr requests the rezoning of 4.89 acres, being in the C-S/RC District, to the C-S/RC classification to provide for the training of students, resident housing, religious activities, counseling services and other similar activities.

PROPOSAL NO. 605, 1993. The proposal is a rezoning ordinance for Wayne Township, Councilmanic District 16, 2940 Cold Spring Road (approximate address). Proposal No. 605, 1993 was certified by the Metropolitan Development Commission on October 22, 1993. On October 25, 1993 the Council voted to schedule a public hearing for November 8, 1993. Councillor Brents made the following announcement:

> Mr. President:
>
> I am pleased to report that the parties involved in the rezoning at 30th and Cold Springs Road have reached a compromise and it will not be necessary to have a hearing on this matter, therefore
>
> I move that Proposal No. 605, 1993 (Rezoning Docket No. 93-Z-116 DP-11) be adopted incorporating therein the additional commitments dated November 8, 1993, designated as "Addendum to Special Commitments concerning Development of Riverside Place Apartments."
>
> s/Maggie Brents

The President said that he received a letter from Charles Sleetwood, President of the West Thirtieth-Kessler Neighborhood Association, stating that with the revised commitments his neighborhood association can now support the petitioner in this rezoning request.

Councillor Brents' motion was seconded by Councillor Moriarty and passed by unanimous voice vote.

Councillor Gilmer applauded Councillor Brents' work on this matter and also recognized Philip Trasher, attorney for the petitioner, who also worked hard on this compromise.

Proposal No. 605, 1993 was retitled REZONING ORDINANCE NO. 161, 1993 and is identified as follows:

> 93-Z-116 (DP-11) WAYNE TOWNSHIP.
> COUNCILMANIC DISTRICT # 16.
> 2940 COLD SPRING ROAD (approximate address), INDIANAPOLIS.
> RIVERSIDE PLACE L.P.-1992, by Philip C. Thrasher, requests the rezoning of 12.509 acres, being in the D-6II and C-1 Districts, to the D-P classification to provide for a 152 apartment unit development with a community building to be used as a daycare facility.

PROPOSAL NO. 549, 1993. The proposal appropriates $350,000 for the Marion County Healthcare Center to cover additional nursing staff salaries and to pay supplies, patient services and computer repair expenses. Councillor Ruhmkorff asked for consent to postpone Proposal No. 549, 1993 until November 22, 1993. Consent was given.

PROPOSAL NO. 550, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 550, 1993 on November 2, 1993. The proposal appropriates $15,482 for the County Recorder to cover a 1992 remodeling cost and a payment on the Wang equipment with moneys appropriated in 1992, but not encumbered. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:10 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Smith, for adoption. Proposal No. 550, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Black

Proposal No. 550, 1993 was retitled FISCAL ORDINANCE NO. 93, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 93, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Fifteen Thousand Four Hundred Eighty-two Dollars ($15,482) in the Recorder's Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the Recorder's Perpetuation Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (h) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder to utilize money that was originally appropriated but not encumbered in 1992, and was paid out in 1993.

SECTION 2. The sum of Fifteen Thousand Four Hundred eighty-two Dollars ($15,482) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY RECORDER	RECORDER'S PERPETUATION FUND
3. Other Services and Charges	$ 6,982
4. Capital Outlay	8,500
TOTAL INCREASE	$15,482

SECTION 4. The said additional appropriations are funded by the following reductions:

	RECORDER'S PERPETUATION FUND
Unappropriated and Unencumbered Recorder's Perpetuation Fund	$15,482
TOTAL REDUCTION	$15,482

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 551, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 551, 1993 on November 2, 1993. The proposal appropriates $12,600 for the County Recorder to cover postage and telephone expenses. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:12 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Gilmer, for adoption. Proposal No. 551, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:
4 NOT VOTING: Brents, Franklin, Giffin, Schneider
1 NOT PRESENT: Black

Proposal No. 551, 1993 was retitled FISCAL ORDINANCE NO. 94, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 94, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twelve Thousand Six Hundred Dollars ($12,600) in the County General Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (h) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder to pay for postage and telephone services.

SECTION 2. The sum of Twelve Thousand Six Hundred Dollars ($12,600) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY RECORDER	COUNTY GENERAL FUND
3. Other Services and Charges	$12,600
TOTAL INCREASE	$12,600

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$12,600
TOTAL REDUCTION	$12,600

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 588, 1993. The proposal appropriates $25,000 for the County Auditor to provide funds for the Indianapolis Challenge, a local coordinating council promoting a drug-free community. Councillor Rhodes asked for consent to postpone Proposal No. 588, 1993 until November 22, 1993. Consent was given.

PROPOSAL NO. 590, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 590, 1993 on November 1, 1993. The proposal appropriates $28,702 for the County Coroner to satisfy an outstanding obligation for contractual services rendered in December of 1992 by University Clinical Pathology Associates, P.C. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 590, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Black

Proposal No. 590, 1993 was retitled FISCAL ORDINANCE NO. 95, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 95, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Twenty-eight Thousand Seven Hundred Two Dollars ($28,702) in the County General Fund for purposes of the County Coroner and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (g) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Coroner to reimburse University Clinical Pathology Associates for services rendered during December of 1992.

SECTION 2. The sum of Twenty-eight Thousand Seven Hundred Two Dollars ($28,702) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY CORONER	COUNTY GENERAL FUND
3. Other Services and Charges	$28,702
TOTAL INCREASE	$28,702

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and Unencumbered County General Fund	$28,702
TOTAL REDUCTION	$28,702

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 591, 592, 594 and 595, 1993. PROPOSAL NO. 591, 1993. The proposal appropriates $128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant. PROPOSAL NO. 592, 1993. The proposal reallocates $312,021 to fund the 1993 budget of the Supplemental Public Defender Fees Fund. PROPOSAL NO. 594, 1993. The proposal appropriates $173,560 for Community Corrections to finance additional home detention units and residential beds funded by a state grant. PROPOSAL NO. 595, 1993. The proposal appropriates $150,666 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1993-94 fiscal year. Councillor Dowden asked for consent to postpone Proposal Nos. 591, 592, 594 and 595, 1993 until November 22, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 305, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 305, 1993 on November 1, 1993. The proposal, sponsored by Councillor Boyd, establishes a Task Force on Consultant Policies. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Boyd stated he agrees that this proposal can be stricken since the purpose of this proposal was incorporated into Proposal No. 400, 1993 (G.O. No. 144, 1993).

Councillor Rhodes moved, seconded by Councillor Boyd, to strike. Proposal No. 305, 1993 was stricken by unanimous voice vote.

PROPOSAL NO. 375, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 375, 1993 on October 27, 1993. The proposal appropriates $66,900 for the Office of the Controller for a grant to Marion County Commission on Youth, Inc. and reducing the appropriation from the Youth and Family Services Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Ruhmkorff moved, seconded by Councillor McClamroch, to strike. Proposal No. 375, 1993 was stricken by unanimous voice vote.

PROPOSAL NO. 589, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 589, 1993 on November 1, 1993. The proposal transfers and appropriates $2,500 for the Franklin Township Assessor to purchase new plat books. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Short, for adoption. Proposal No. 589, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Black

Proposal No. 589, 1993 was retitled FISCAL ORDINANCE NO. 96, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 96, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Two Thousand Five Hundred Dollars ($2,500) in the Property Reassessment Fund for purposes of the Franklin Township Assessor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (p) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Franklin Township Assessor to purchase new plat books and pages.

SECTION 2. The sum of Two Thousand Five Hundred Dollars ($2,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

FRANKLIN TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
2. Supplies	$2,500
TOTAL INCREASE	$2,500

SECTION 4. The said increased appropriation is funded by the following reductions:

FRANKLIN TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
4. Capital Outlay	$2,500
TOTAL REDUCTION	$2,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 602, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 602, 1993 on November 1, 1993. The proposal amends Secs. 8½-2 and 8½-61 of the Code pertaining to definitions and subscribers' rates and charges for cable television services. This proposal states that the City wants to exercise its rights under the new Federal Communication Commission (F.C.C.) regulations to have the Cable Franchise Board review and regulate local cable rates. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Borst asked why the Cable Franchise Board is conducting the review of rates instead of the Council.

Robert G. Elrod, General Counsel, stated that primarily because under the F.C.C. rules there is not enough time for the Council to do it. F.C.C. has set up a rather complicated procedure whereby rate charges have to be checked, benchmarks have to be checked and an order made all within thirty days of an initial filing.

Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 602, 1993, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Black

Proposal No. 602, 1993, as amended, was retitled GENERAL ORDINANCE NO. 156, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 156, 1993

A GENERAL ORDINANCE amending Secs. 8½-2 and 8½-61 of the Code pertaining to definitions and subscribers' rates and charges.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Secs. 8½-2 and 8½-61 of the Code of Indianapolis and Marion County is hereby amended by inserting the underlined text and deleting the stricken-through text as follows:

Sec. 8½-2. Definitions.

As used in this chapter:

(a) The term "the Act" means the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992, an amendment to the Communications Act of 1934 (47 U.S.C. Section ~~601~~ 521 et seq.) as the same may be amended or supplemented from time to time;

(b) The term "affiliate," when used in relation to any person, means another person who owns or controls, is owned or controlled by, or is under common ownership or control with, such person;

(c) The term "board" means the cable franchise board of the city, created by section ~~8½-138~~ 285-111 of ~~this chapter~~ the Revised Code of the Consolidated City and County;

(d) The term "cable channel" or "channel" means a portion of the electromagnetic frequency spectrum which is used in a cable system and which is capable of delivering a television channel (as television channel is defined by the federal communications commission by regulation);

(e) The term "operator" or "cable operator" means any person or group of persons (A) who provides cable service over a cable system and directly or through one or more affiliates owns a significant interest in such cable system, or (B) who otherwise controls or is responsible for, through any arrangement, the management and operation of such a cable system and who has been granted a franchise by the city or by any predecessor, governmental officer or organization authorized to grant a franchise.

(f) The term "cable service" means the one-way transmission to subscribers of (i) video programming, or (ii) other programming service, and subscriber interaction, if any, which is required for the selection of such video programming or other programming service;

(g) The term "cable television system," "cable system" or "system" means a facility, consisting of a set of closed transmission paths and associated signal generation, reception and control equipment that is designed to provide cable service which includes video programming and which is provided to multiple subscribers within the city, but such term does not include (A) a facility that serves only to retransmit the television signals of one or more television broadcast stations; (B) a facility that serves only subscribers in one or more multiple-unit dwellings under common ownership, control only subscribers in one or more multiple-unit dwellings under common ownership, control, or management, unless such facility or facilities use any public right-of-way; (C) a facility of a common carrier which is subject, in whole or in part, to the provisions of Title II of the Communication Act of 1934, as amended except that such facility shall be considered a cable system (other than for purposes of Section 621(c) of the Act (47 U.S.C. Section ~~621~~ 541(c)) to the extent such facility is used in the transmission of video programming directly to subscribers; or (D) any facilities of any electric utility used solely for operating its electric utility systems;

(h) The term "franchise" means an initial authorization, or renewal thereof (including a renewal of an authorization which has been granted subject to Section 626 of the Act (427 U.S.C. Section ~~626~~ 546), issued by the city whether such authorization is designated as a franchise, permit, license, resolution, contract, certificate, agreement, or otherwise, which authorizes the construction operation of a cable system;

(i) The term "other programming service" means information that a cable operator makes available to all subscribers generally;

(j) The term "person" means an individual, partnership, association, joint stock company, trust, corporation, or governmental entity;

(k) The term "public, educational, or governmental access facilities" means (A) channel capacity designated for public, educational, or governmental use; and (B) facilities and equipment for the use of such channel capacity;

(l) The term "public way" means the surface and the area above and below the surface of any public street, highway, lane, alley, sidewalk path, right-of-way or easement, and any public utility easement or right-of-way dedicated generally for public utility uses;

(m) The term "subscriber" means any person who contracts or agrees to purchase the regular subscriber service, pay television, or any other service provided by the cable system, and includes anyone actually using such service;

(n) The term "video programming" means programming provided by, or generally considered comparable to programming provided by, a television broadcast station;

(o) The term "gross accrued revenues" means any and all revenues derived from the cable television operations of grantee under the franchise granted by the city as those terms are defined herein and as reflected in the financial statements of grantee, but specifically excluding (1) any and all taxes or fees on services furnished by the grantee imposed directly on any subscriber or user by any city, county, state or other governmental unit, and collected by the grantee for such entity, (2) any and all interest income from any source attributed to such cable television operations, (3) any and all income derived by grantee from the sale and transfer of cable television assets, and (4) any and all amounts of bad debts from such cable television operations that are written off by grantee;

(p) The term "clerk of the council" of "clerk" means clerk of the city-county council;

(q) The term "city" means the Consolidated City of Indianapolis, Marion County, Indiana, a municipal corporation of the State of Indiana.

ARTICLE IV. RIGHTS AND DUTIES OF OPERATOR AND CUSTOMERS

Sec. 8½-61. Subscribers' rates and charges.

(a) ~~The city may regulate rates and charges to subscribers for signals distributed t~~To the extent permitted by Section 623 of the Act (47 U.S.C. Section ~~623~~ 543) ~~or~~ and any regulations promulgated pursuant thereto by the Federal Communications Commission~~.~~ (herein F.C.C.), the city shall regulate rates and charges for cable service to subscribers. The authority of the city to regulate such rates and charges is delegated to the cable franchise board, subject to the procedures and limitations of this section.

(b) ~~To the extent the city is permitted to regulate rates and charges, t~~The following procedures shall be used to review and approve changes in rates and charges:

~~(1) The operator shall follow the procedures specified for changes in rates and charges set forth the operator's franchise contract.~~

~~(2) In addition to submitted any amended schedule of rates and charges to the council for approval as required by its franchise contract, the operator shall also submit such schedule to the board for its recommendation to the council. Along with franchise contract, the operator shall also submit such schedule to the board for its recommendation to the council. Along with such amended schedule, the operator shall submit to the board and council evidence showing rates charged by cable television systems providing comparable services in comparable localities and the following financial reports which shall reflect the operations of the system:~~

~~(i) Balance sheet.~~
~~(ii) Income statement.~~
~~(iii) Cash flow statement.~~
~~(iv) Statement of source of application of funds.~~
~~(v) Detailed supporting schedules of expenses, income, assets and other items as may be required.~~

(1) The cable franchise board shall adopt rules and regulations for the review and regulation of rates and charges for cable services provided by franchisees consistent with the requirements of the Act, applicable F.C.C. regulations and this chapter. Because of the deadlines contained in current F.C.C. regulations, the procedures contained in sec. 8½-3 shall not apply to the initial rules and regulations adopted by the cable franchise board pursuant to this paragraph, but such rules and regulations shall be in effect upon adoption by the board, provided that the council may suspend or reject such

regulations by resolution adopted within sixty (60) days of the date of certification of such rules and regulations to the clerk. Subsequent rules and regulations or amendments thereto shall become effective as provided in sec. 8½-3.

(2) The cable franchise board shall adopt final rate orders in accordance with the rules and regulations adopted by the board. Such orders shall be final upon adoption for purposes of time limits set forth in F.C.C. rules, but may be reviewed by the council upon request by any participating party as set forth in this paragraph. Participating party means the franchisee, the executive secretary of the cable franchise board, and any person who participated orally or by filling written positions with the board in the rate proceedings before the board. Review by the council shall be initiated by filing a request with the clerk directed to the administration and finance committee of the council. Such request shall state briefly the reasons that review is requested and shall be filed within fifteen (15) days of the date of the board's final rate order. Within thirty (30) days of the filing of such request, the administration shall hold a hearing upon the request, which hearing may be continued as deemed appropriate by the committee. The committee may recommend to the council that the final rate order be returned to the board for further proceedings. If the council adopts a resolution returning the order to the board, the board shall hold such additional hearings as appropriate and may either affirm or amend its final rate order. If the order is amended or modified such amended or modified order shall be subject to further review as provided in this paragraph for final rate orders. If the council fails to act upon a final rate order within ninety (90) days of its adoption by the board, the order of the board shall be final, subject only to review as provided by law. Not withstanding the above, an interested party may appeal the order of the board to the F.C.C. or a court of competent jurisdiction in accordance with F.C.C. rules without seeking review by council.

~~(3) The criteria for the board's recommendation and the council's decision shall be the establishment of rates and charges which are fair, reasonable and nondiscriminatory. Fair and reasonable shall mean what is fair and reasonable to both the operator and the subscribers and shall be generally defined as the minimum rates and charges necessary to meet all applicable costs of service, including fair return on all invested capital, all assuming efficient and economical management of the system.~~

~~(4) The operator's accounting records applicable to the system shall be available for inspection by the city at all reasonable times. The city shall have access to records of financial transactions for the purpose of verifying burden rates or other indirect costs prorated to the operation of this system. The documents listed above shall include sufficient detail and/or footnotes as may be necessary to provide the city with the information needed to make accurate determinations as to the financial condition of the system. All financial statements shall be certified as accurate by an officer of the operator.~~

~~(5) Any disagreement between the city and the operator concerning interpretations and calculations of the financial and statistical information provided by the operator may be submitted to a court of competent jurisdiction.~~

(~~6~~3) The city reserves the right to review the purchase price of any transfer or assignment of the system, and any assignee to the franchise expressly agrees that any negotiated sale value which the council deems unreasonable will not be considered in the rate base for any subsequent request for service increases.

~~(c) The procedures specified in subsection (b) hereof shall apply only to the extent they do not conflict with regulations concerning rates promulgated by the federal communications commission pursuant to Section 623 of the Act (47 U.S.C. Section 623).~~

~~(d) Any request for a change in subscriber rates and charges, whether filed under the procedures set forth in subsection (b) hereof or filed pursuant to any other procedures which may apply, shall be deemed to be granted if final action has not been taken by the city on such request within one hundred eighty (180) days after receipt of the request by the board unless the one-hundred-eighty-day period is extended by mutual agreement of the operator and the city.~~

(~~e~~c) Regardless of whether the city regulates or is authorized to regulate rates and charges to subscribers, the operator shall not discriminate as to rates and charges among customers of basic service.

(~~f~~d) In any request for proposals or as a condition of the renewal of existing franchises, the city may require and regulate the installation or rental of equipment which facilitates the reception of basic cable service by hearing-impaired individuals.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of William B. McCray. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to his family advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of November, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, NOVEMBER 22, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:14 p.m. on Monday, November 22, 1993, with Councillor SerVaas presiding.

Councillor Short led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Schneider

A quorum of twenty-eight members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

Honorable Stephen Goldsmith, Mayor, and James Morris, President, Indianapolis Water Co., briefed the Council on the benefits of a sale of the City's two wastewater treatment plants. An agreement has been made in principle with the White River Environmental Partnership to take over management of the treatment plants.

Michael Rhynes, President of AFSCME Local 725, stated that the union is conducting a petition drive to stop the sale of the two wastewater treatment plants.

Councillor Boyd asked if the Public Works Board will have a public hearing on this matter and what the next step is concerning this process. Mayor Goldsmith replied that there is no

legislative vote necessary to finalize this agreement, but he is trying to include the Council each step, work through all the problems with the Councillors and brief the Public Works Committee.

The President said that the Public Works Board and the Public Works Committee will monitor this process very carefully.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 22, 1993, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

November 9, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, November 11, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 620, 623, 643 and 626, 1993, concerning sewer user charge for January and February 1994, said hearing to be held on Monday, November 22, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 96, 1993 - transferring and appropriating $2,500 for the Franklin Township Assessor to purchase new plat books

GENERAL ORDINANCE NO. 156, 1993 - amending Secs. 8-1/2-2 and 8-1/2-61 of the Code pertaining to definitions and subscribers' rates and charges for cable television services

SPECIAL RESOLUTION NO. 73, 1993 - recognizing the Ben Davis "Marching Giants" Band

SPECIAL RESOLUTION NO. 74, 1993 - recognizing Henry Leuman and Bob Meyers

SPECIAL RESOLUTION NO. 75, 1993 - recognizing the latest cost-saving project by Indianapolis' Advanced Wastewater Treatment staff

SPECIAL RESOLUTION NO. 76, 1993 - recognizing the 75th anniversary of World War I

SPECIAL RESOLUTION NO. 77, 1993 - authorizing the amendment of Special Resolution No. 59, 1993 adopted on September 13, 1993 as an inducement resolution for Sure Start, Inc. to acquire and renovate the existing Mallory facility located at 4760 Kentucky Avenue

SPECIAL RESOLUTION NO. 78, 1993 - an inducement resolution for Forest City Residential Development, Inc. ("Forest City") in an amount not to exceed $11,100,000 for the acquisition, construction, renovation, installation and equipping of the existing 520 units multi-family residential rental project known as Knob in the Woods Apartments located at 2130 Waterford Place

SPECIAL RESOLUTION NO. 79, 1993 - an inducement resolution for Quinn I, Limited Partnership ("Quinn") in an amount not to exceed $4,000,000 for the acquisition, construction, renovation, installation and equipping of the existing 330 unit multi-family residential rental project known as The Meadows Apartments located at 4006 Meadows Drive

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of November 8, 1993. There being no additions or corrections, the minutes were approved as distributed.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Coughenour introduced George Pendygraft, an attorney who advised the Councillors concerning the privatization of the management of the wastewater treatment plant.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 656, 1993. This proposal, sponsored by Councillors Shambaugh and Williams, commends Caress Garten. Councillor Shambaugh read the resolution and presented a copy of the document to Ms. Garten, who expressed appreciation for the recognition. Members of Ms. Garten's family was also present. Councillor Shambaugh moved, seconded by Councillor Williams, for adoption. Proposal No. 656, 1993 was adopted by unanimous voice vote.

Proposal No. 656, 1993 was retitled SPECIAL RESOLUTION NO. 80, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 80, 1993

A SPECIAL RESOLUTION commending Caress Garten.

WHEREAS, on a cool November day one year ago Indianapolis resident Caress Garten took her daily three-mile walk on the bicycle path along Fall Creek Parkway; and

WHEREAS, a short distance away two black pit bull dogs broke away from their owners and viciously attacked Ms. Garten; and

WHEREAS, after spending time in the Methodist Hospital emergency room, surgeries, and months of recovery, the former Indianapolis Junior League President felt she had been asked or called to do something about the light penalties on dangerous dog owners; and

WHEREAS, while recovering from her wounds she pondered the certain death of an infant in a stroller near where she was mauled if the dogs had attacked that baby instead of her; and

WHEREAS, after hearing about other dog attack victims, she took her case to the state legislature urging them to increase the penalty for not controlling dangerous dogs; and

WHEREAS, on July I, 1993, House Bill 1218 which holds dog owners to a higher level of responsibility -- became law; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. The Indianapolis City-County Council commends Caress Garten, who transformed her unfortunate experience into a positive new law.

SECTION 2. Her story serves as an inspiration that democracy still does work, even for just one motivated citizen who discovers a law that needs mended.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 657, 1993. This proposal, sponsored by Councillor Hinkle, recognizes Dr. David L. Shull, 1993 District 7 Middle School Principal of the Year. Councillor Hinkle read the document and presented a copy of the resolution to Dr. Shull, who expressed appreciation for the recognition. Members of Dr. Shull's family was also present. Councillor Hinkle moved, seconded by Councillor West, for adoption. Proposal No. 657, 1993 was adopted by unanimous voice vote.

Proposal No. 657, 1993 was retitled SPECIAL RESOLUTION NO. 81, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 81, 1993

A SPECIAL RESOLUTION recognizing Dr. David L. Shull, 1993 District 7 Middle School Principal of the Year.

WHEREAS, Dr. David L. Shull, Principal of Ben Davis Junior High School in Wayne Township, has been named 1993 Middle Level School Principal of the Year for District 7 which includes all of Marion County; and

WHEREAS, he graduated from Hanover College and earned advanced degrees at Indiana University; and

WHEREAS, Dr. Shull came to Indianapolis as a Spanish teacher at Southport High School, then became Assistant Principal at Perry Meridian, was Desegregation Coordinator for MSD of Decatur Township and Principal of Decatur Township Junior High School, and since 1985 has been the Principal of Ben Davis Junior High School; and

WHEREAS, at Ben Davis Junior High he has worked to move the school from a traditional junior high to a more student-centered middle level school, introduced interdisciplinary teaming and block scheduling, and enjoys the challenges of personnel management and motivating others; and

WHEREAS, Dr. Shull encourages public education's role in equal educational opportunities for all individuals in our pluralistic society, is a Church officer, a member of several professional associations, and enjoys reading, jogging, tennis and working with young people; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Dr. David L. Shull, principal of Ben Davis Junior High School for winning the District 7 Principal of the Year Award.

SECTION 2. Dr. Shull received this high honor for his years of achievement in his chosen profession.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 658, 1993. This proposal, sponsored by Councillor Hinkle, recognizes Dr. James Wesley Mifflin, 1993 Indiana High School Principal of the Year. Councillor Hinkle read the resolution and presented a copy of the document to Dr. Mifflin, who expressed appreciation for the recognition. Councillor Hinkle moved, seconded by Councillor West, for adoption. Proposal No. 658, 1993 was adopted by unanimous voice vote.

Proposal No. 658, 1993 was retitled SPECIAL RESOLUTION NO. 82, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 82, 1993

A SPECIAL RESOLUTION recognizing Dr. James Wesley Mifflin, 1993 Indiana High School Principal of the Year.

WHEREAS, Dr. James Wesley Mifflin, Principal of Ben Davis High School in Wayne Township, has been voted as Indiana's 1993 High School Principal of the Year; and

WHEREAS, Dr. Mifflin is a graduate of Grinnell College, and earned his Doctorate at Indiana University; and

WHEREAS, he came to Indianapolis as Assistant Principal, then Principal, of Westlane Junior High in Washington Township Schools, and in 1982 was named Principal of Ben Davis; and

WHEREAS, Ben Davis is the largest three-year high school in Indiana, and Dr. Mifflin developed the Wayne Enrichment Center, an alternative school, the Drop Out Prevention and Recovery Program which has cut the drop out rate, and the College Potential Program for first generation college-potential students; and

WHEREAS, Principal Mifflin has successfully encouraged excellence in academics, a school user-friendly atmosphere, athletics, forensics and band, has been named a *Sagamore of the Wabash* by Governor Orr, and is active in his Meridian-Kessler Neighborhood Association; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 1993 Indiana High School Principal of the Year, Ben Davis High School Principal Dr. James Wesley Mifflin.

SECTION 2. Dr. Mifflin is a credit to Ben Davis High School, to its faculty and staff, and to its 2,800 students.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 659, 1993. This proposal, sponsored by Councillor Coughenour, recognizes the 100th Anniversary of Wheeler Mission. Councillor Coughenour read the resolution and presented a copy of the document to Rick Alvis, Administrator, Wheeler Mission Ministries, who expressed appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 659, 1993 was adopted by unanimous voice vote.

Proposal No. 659, 1993 was retitled SPECIAL RESOLUTION NO. 83, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 83, 1993

A SPECIAL RESOLUTION recognizing the 100th anniversary of Wheeler Mission.

WHEREAS, the early 1890's was a time of grand prosperity, Ellis Island was opened, the Indiana Soldiers' and Sailors' Monument was built, businesses were prospering and growing, Indianapolis was expanding its boundaries, and Benjamin Harrison was in the White House; and

WHEREAS, but underneath this excitement there was another world of people afflicted with untreated mental illness, poverty, homelessness, intemperance, and an influx of confused new immigrants from Germany, Ireland, Italy and Blacks from the Old South filled the streets--all worsened by the economic Panic of 1893; and

WHEREAS, William Vincent Wheeler, a man of strong Christian faith, energy and compassion for those who had lost their way in life, opened a mission to help the unfortunates turn their lives around; and

WHEREAS, over the years Wheeler Mission had some particularly hard financial times, but thanks to such friends as Tabernacle Presbyterian Church, the McWhirter family of People's Bank, and many other area churches and individuals, the Missions doors have been open in Indianapolis for a hundred years; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Wheeler Mission for its one hundred years of giving shelter, aid, and hope to those who have needed a helping hand.

SECTION 2. May its leaders, volunteers and donors carry into the 21st Century the same optimism and energy that founder William Vincent Wheeler brought into this Century.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 660, 1993. This proposal, sponsored by Councillors Ruhmkorff and O'Dell, congratulates the Warren Township Fire Department Extrication Team. Councillor O'Dell read the resolution and presented a copy of the document to all the team members who were present. Lieutenant Gary Blackwell expressed appreciation for the recognition. Councillor Ruhmkorff moved, seconded by Councillor O'Dell, for adoption. Proposal No. 660, 1993 was adopted by unanimous voice vote.

Proposal No. 660, 1993 was retitled SPECIAL RESOLUTION NO. 84, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 84, 1993

A SPECIAL RESOLUTION congratulating the Warren Township Fire Department Extrication Team.

WHEREAS, the 1993 International Extrication Competition and Learning Symposium was held in Louisville, Kentucky, on October 13-16, 1993; and

WHEREAS, twenty-three teams from the USA, England, Canada and the Netherlands entered the competition portion of the symposium; and

WHEREAS, Warren Township Fire Department, Indianapolis, Indiana, earned First Place in the Unlimited Category, and brought home to the east side of Indianapolis the large permanent trophy; and

WHEREAS, the main expenses for the team were raised by the team members who held car washes and other fund raising projects; and

WHEREAS, this was the fifth year that Warren Township has competed at the international level; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Warren Township Fire Department's Extrication Team for winning First Place in the 1993 International Extrication Competition and Learning Symposium.

SECTION 2. Team members who did much of their training on their days off were: Lieutenant Gary Blackwell, Lieutenant Tim Baughman, and Firefighters Shawn Grass, Carl Abbott, Dave Dickerson, Brad Beaton, Steve Rowland, Mike Fontaine and Jerry Burns.

SECTION 3. Skills which are learned from competition like this have many practical applications that benefit the residents of the Warren Township fire service district.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Franklin asked for permission to introduce a visitor at this time. Permission was given. Mr. Franklin introduced Dr. A. D. Pinckney, President of the Indianapolis Chapter of the National Association for the Advancement of Colored People.

PROPOSAL NO. 661, 1993. This proposal, sponsored by Councillor Borst, commends Purdue University. Councillor Borst read the resolution and presented copies of the document to Tim McGinley, Chairman of the Board of Trustees; Jim Titus, Indianapolis Sports Corporation; and Linda Carroll, whose husband is on the Alumni Association Board of Directors. Mr. McGinley expressed appreciation for the recognition. Councillor Borst moved, seconded by Councillor West, for adoption. Proposal No. 661, 1993 was adopted by unanimous voice vote.

Proposal No. 661, 1993 was retitled SPECIAL RESOLUTION NO. 85, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 85, 1993

A SPECIAL RESOLUTION commending Purdue University.

WHEREAS, Purdue University, one of the nation's finest learning institutions, has produced outstanding Indiana citizens; and

WHEREAS, both the men's and women's Boilermaker Basketball teams have excelled to very high levels both in the classroom and on the hardcourt and have touched the hearts of many Indiana residents; and

WHEREAS, both Purdue's academic and athletic successes will be showcased to Indianapolis-area fans at the Boilermaker BlockBuster, a doubleheader event at Market Square Arena on December 10, 1993; and

WHEREAS, the week prior to the doubleheader, special events will be planned to instill Purdue Pride among the 31,000 Purdue alumni and the many Boilermaker fans in the Indianapolis area; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council welcomes Purdue University to Indianapolis during the week of December 5-11, 1993.

SECTION 2. The Council commends Purdue University for its international, national and local contributions in teaching, research, science and athletics.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 662, 1993. The proposal approves a schedule of regular council meetings for the year 1994. Councillor Curry moved, seconded by Councillor West, for adoption. Proposal No. 662, 1993 was adopted by unanimous voice vote.

Proposal No. 662, 1993 was retitled COUNCIL RESOLUTION NO. 66, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 66, 1993

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1994.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the following schedule of regular meetings for the year 1994:

(1) Monday, January 10, 1994
(2) Monday, January 31, 1994
(3) Monday, February 14, 1994
(4) Monday, February 28, 1994
(5) Monday, March 21, 1994
(6) Monday, April 11, 1994
(7) Monday, April 25, 1994
(8) Monday, May 09, 1994
(9) Monday, May 23, 1994
(10) Monday, June 13, 1994
(11) Monday, June 27, 1994
(12) Monday, July 11, 1994
(13) Monday, August 08, 1994
(14) Monday, August 22, 1994
(15) Monday, September 12, 1994
(16) Monday, September 26, 1994
(17) Monday, October 17, 1994
(18) Monday, October 31, 1994
(19) Monday, November 14, 1994
(20) Monday, November 28, 1994
(21) Monday, December 12, 1994

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 450, 1993. Introduced by Councillors Coughenour and Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code dealing with the organization of the Departments of Public Works and Transportation"; and the President referred it to the Public Works and Transportation Committees.

PROPOSAL NO. 644, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 8½ of the Code concerning the franchising of private cable television systems"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 645, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing tax anticipation borrowing for the City during the period from January 1, 1994 through December 31, 1994"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 646, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1994 through December 31, 1994"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 647, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $9,000 for the Cooperative Extension Service to purchase computer terminals"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 648, 1993. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance and sale to the Indianapolis Local Public Improvement Bond Bank of the Park District Note, for the purpose of procuring funds to refund a certain obligation of the Park District in an amount not to exceed $3,500,000 (Brookville/Senour Economic Development Area)"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 649, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $7,500 for the Superior Court, Criminal Division, Room 3, to cover overtime expenses due to jury trials"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 650, 1993. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $197,470 for the Superior Court, Juvenile Division/Detention Center, to cover the cost of a computer system upgrade"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 651, 1993. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $33,812 for the Superior Court, Juvenile Division/Detention Center, to pay computer system expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 652, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $24,000 for the Prosecuting Attorney to organize training workshops for agencies that play a role in gang prevention and intervention in Marion County recommended by Project COURAGE and funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 653, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $165,500 for the Sheriff to pay for inmate housing at the Riverside Community Corrections facility from October 15 through December 31, 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 654, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the county to contract with the sheriff for salary compensation in lieu of collection fees and by repealing Sec. 2-21 of the Code"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 655, 1993. Introduced by Councillor Beadling. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning numbering buildings"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 663, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Lois Horth to the Public Housing Advisory Council"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 664, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of space for the Family Advocacy Center located at 233 McCrea Street"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 665, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 102 of the Revised Code concerning the Definitions"; and the President referred it to the Rules and Public Policy Committee.

Councillor Curry asked for consent to hear Proposal No. 665, 1993 at this meeting under New Business. Consent was given.

PROPOSAL NO. 673, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $6,800 for the Superior Court, Criminal Division, Room Five, to cover staff salaries through December 31, 1993"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 674, 1993. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating $24,000 for the County Coroner to pay contractual expenses"; and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 666, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 19, 1993". The Council did not schedule Proposal No. 666, 1993 for hearing pursuant to IC 36-7-46-608. Proposal No. 666, 1993 was retitled REZONING ORDINANCE NO. 162, 1993 and is identified as follows:

REZONING ORDINANCE NO. 162, 1993. 93-Z-I50 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 13.
8602 EAST 10TH STREET (approximate address), INDIANAPOLIS.
AUGUST A. KUHN, by Michael J. Kias, requests the rezoning of 0.88 acre, being in the D-A District, to the C-I classification to provide for office use.

PROPOSAL NOS. 667-672, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 19, 1993". The Council did not schedule Proposal Nos. 667-672, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 667-672, 1993 were retitled REZONING ORDINANCE NOS. 163-168, 1993 and are identified as follows:

REZONING ORDINANCE NO. I63, I993. 93-Z-I46 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 9.
740 WEST 28TH STREET (approximate address), INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.4 acres, being in the C-3 District, to the SU-1 classification to conform an existing church use with the appropriate zoning classification.

REZONING ORDINANCE NO. I64, I993. 93-Z-I51 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 3.
870I RIVER ROAD (approximate address), INDIANAPOLIS.
P K PARTNERS, L.P., by Harry F. McNaught, requests the rezoning of 85 acres, being in the D-A and SU-23 (GSB) District, to the C-S classification to provide for a mixed-use development to consist of an integrated retail commercial center, offices, a hotel, a free-standing restaurant and 675 residential apartments.

REZONING ORDINANCE NO. 165, 1993. 93-Z-16I WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 13.
701 SOUTH MITTHOEFFER ROAD (approximate address) INDIANAPOLIS.
ROY PROCK, by Philip A. Nicely, requests the rezoning of 53.9 acres, being in the D-A District, to the D-3 classification to provide for a residential subdivision.

REZONING ORDINANCE NO. I66, 1993. 93-Z-I63 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 9.
4506 NORTH DAKOTA STREET (approximate address), INDIANAPOLIS.
JACK A. & JACQUELINE R. KESLER, by Michael D. Keele, requests the rezoning of 1.5 acres, being in the D-A District, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 167, 1993. 93-Z-164 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 6.
4137-4167 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.
DEPARTMENT OF PUBLIC SAFETY, CITY OF INDIANAPOLIS, requests the rezoning of 1.18 acres, being in the C-3 District, to the SU-9 classification to provide for a fire station.

REZONING ORDINANCE NO. 168, 1993. 93-Z-166 FRANKLIN TOWNSHIP.
COUNCILMANIC DISTRICT # 23.
5418 ELMWOOD AVENUE (approximate address), BEECH GROVE.
REFFCO L.P., by Brian J. Tuohy, requests the rezoning of 3.09 acres, being in the D-7 District, to the I-2-S classification to provide for industrial use.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 549, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 549, 1993 on November 17, 1993. The proposal appropriates $421,998 for the Marion County Healthcare Center to cover additional nursing staff salaries and to pay for patient services and computer repair expenses. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:51 p.m. There being no one present to testify, Councillor Ruhmkorff moved, seconded by Councillor Franklin, for adoption. Proposal No. 549, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Gilmer, Golc, Gray, Hinkle, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams
0 NAYS:
6 NOT VOTING: Franklin, Giffin, Jimison, Jones, O'Dell, Short
1 NOT PRESENT: Schneider

Proposal No. 549, 1993 was retitled FISCAL ORDINANCE NO. 97, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 97, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Four Hundred Twenty-one Thousand Nine Hundred Ninety-eight Dollars ($421,998) in the County General Fund for purposes of the Marion County Healthcare Center and reducing certain other appropriations for that agency and the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (l) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Healthcare Center to cover additional nursing staff and to pay for patient services and computer repair expenses.

SECTION 2. The sum of Four Hundred Twenty-one Thousand Nine Hundred Ninety-eight Dollars ($421,998) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY HEALTHCARE CENTER	COUNTY GENERAL FUND
1. Personal Services	$ 70,000
3. Other Services and Charges	351,998
TOTAL INCREASE	$421,998

SECTION 4. The said additional appropriations are funded by the following reductions:

MARION COUNTY HEALTHCARE CENTER	COUNTY GENERAL FUND
2. Supplies	$154,373
4. Capital Outlay	24,505
Unappropriated and Unencumbered County General Fund	$243,120
TOTAL REDUCTION	$421,998

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 588, 1993. The proposal appropriates $25,000 for the County Auditor to provide funds for the Indianapolis Challenge, a local coordinating council promoting a drug-free community. Councillor Rhodes asked for consent to postpone Proposal No. 588, 1993 until December 13, 1993. Consent was given.

PROPOSAL NO. 591, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 591, 1993 on November 10, 1993. The proposal appropriates $128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:53 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 591, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Giffin, O'Dell
1 NOT PRESENT: Schneider

Proposal No. 591, 1993 was retitled FISCAL ORDINANCE NO. 98, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 98, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars ($128,134) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (w) and (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to request the annual state grant appropriation for the Victim Witness Program.

SECTION 2. The sum of One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars ($128,134) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY	STATE AND FEDERAL GRANTS FUND
1. Personal Services	$105,029
COUNTY AUDITOR	
1. Personal Services (fringes)	23,105
TOTAL INCREASE	$128,134

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$128,134
TOTAL REDUCTION	$128,134

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 592, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 592, 1993 on November 10, 1993. The proposal reallocates $312,021 to fund the 1993 budget of the Supplemental Public Defender Fees Fund. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:55 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 592, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Rhodes
2 NOT VOTING: Borst, Giffin
1 NOT PRESENT: Schneider

Proposal No. 592, 1993 was retitled FISCAL ORDINANCE NO. 99, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 99, 1993

A FISCAL ORDINANCE reallocating Three Hundred Twelve Thousand Twenty-One Dollars ($312,021) from the County General Fund to the Supplemental Public Defender Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To approve the reallocation of resources to fund the 1993 budget, Three Hundred Twelve Thousand and Twenty-One Dollars ($312,021) is hereby ordered transferred from the County General Fund to the Supplemental Public Defender Fees Fund.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 594 and 595, 1993. The President ruled that these two fiscal ordinances would be voted on together. PROPOSAL NO. 594, 1993. The proposal appropriating $173,560 for Community Corrections to finance additional home detention units and residential beds funded by a state grant. PROPOSAL NO. 595, 1993. The proposal appropriates $150,666 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1993-94 fiscal year. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 594 and 595, 1993 on November 10, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Golc, for adoption. Proposal Nos. 594 and 595, 1993 were adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Borst, Giffin, SerVaas
1 NOT PRESENT: Schneider

Proposal No. 594, 1993 was retitled FISCAL ORDINANCE NO. 100, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 100, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Seventy-three Thousand Five Hundred Sixty Dollars ($173,560) in the State and Federal Grants Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (aa) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to appropriate state funds for FY93-94 to pay for additional home detention units and residential beds.

SECTION 2. The sum of One Hundred Seventy-three Thousand Five Hundred Sixty Dollars ($173,560) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	STATE AND FEDERAL GRANTS FUND
3. Other Services and Charges	$113,560
4. Capital Outlay	60,000
TOTAL INCREASE	$173,560

SECTION 4. The said additional appropriations are funded by the following reductions:

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$173,560
TOTAL REDUCTION	$173,560

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 595, 1993 was retitled FISCAL ORDINANCE NO. 101, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 101, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional One Hundred Fifty Thousand Six Hundred Sixty-six Dollars ($150,666) in the Home Detention user Fee Fund for purposes of the Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to appropriate User Fee Funds for FY93-94 to pay for personnel, purchase equipment and office supplies.

SECTION 2. The sum of One Hundred Fifty Thousand Six Hundred Sixty-six Dollars ($150,666) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COMMUNITY CORRECTIONS	HOME DETENTION USER FEE FUND
1. Personal Services	$ 74,875
2. Supplies	1,500
3. Other Services and Charges	4,000
4. Capital Outlay	58,000
COUNTY AUDITOR	
1. Personal Services (fringes)	12,291
TOTAL INCREASE	$150,666

SECTION 4. The said additional appropriations are funded by the following reductions:

	HOME DETENTION USER FEE FUND
Unappropriated and Unencumbered Home Detention User Fee Fund	$150,666
TOTAL REDUCTION	$150,666

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 596, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 596, 1993 on November 11, 1993. The proposal authorizes the transfer of the Mark DiSuvero "Snow Plow" sculpture to the Indianapolis Museum of Art. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Curry stated that in Exhibit A of Proposal No. 596, 1993 a committee is established to administer the proceeds from the sale of the sculpture. This committee consists of seven members and includes the director of the City's Department of Transportation. Proposal No. 450, 1993 is to be heard at this meeting which moves the division in charge of removing snow from the Department of Transportation to the Department of Public Works. Councillor Curry asked if it would be more appropriate if this committee would include the director of the Department of Public Works instead of the director of the Department of Transportation. Councillor Coughenour stated that she would take that as a friendly amendment. Councillor Curry moved, seconded by Councillor Coughenour, to amend Proposal No. 596, 1993, Exhibit A, paragraph No. 5, by changing one of the committee members from the director of the City's Department of Transportation to the director of the City's Department of Public Works. This motion passed by unanimous voice vote.

Councillor O'Dell questioned the fact that the Project Agreement between the City and the Indianapolis Museum of Art concerning the sculpture states that the administrative expenses

shall be paid by the Department of Parks and Recreation. He opposes that and he questioned the need to create another committee to administer arts funding.

Councillor Coughenour asked Peggy Piety, the assistant corporation counsel who drafted this Project Agreement, to respond to Councillor O'Dell's concerns. Ms. Piety stated that she did not believe that the administrative costs will be expensive and the Museum of Art has made a commitment to use volunteers to keep the costs down. She also stated that the committee has a limited duration of three years.

Councillor Jimison asked how an individual or an organization will submit their request for a grant. Ms. Piety responded that will be a committee decision. Ms. Jimison asked how will this information be made available. Ms. Piety stated that will also be a committee decision.

The President asked that Councillor Jimison receive a copy of the committee's decision concerning the grant guidelines. Ms. Piety stated that she will ask the committee to send Councillor Jimison that information.

Councillor McClamroch asked for a range of the administrative costs. Ms. Piety responded that she could not give a figure for that expense.

The President asked Councillors Coughenour and O'Dell to keep him advised concerning who shall pay the administrative costs.

The President called for public testimony at 9:15 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 596, 1993, as amended, was adopted on the following roll call vote; viz:

18 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Gray, Jimison, Jones, Mullin, Rhodes, SerVaas, Short, West, Williams
9 NAYS: Dowden, Golc, Hinkle, McClamroch, Moriarty, O'Dell, Ruhmkorff, Shambaugh, Smith
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 596, 1993, as amended, was retitled SPECIAL RESOLUTION NO. 86, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 86, 1993

A SPECIAL RESOLUTION authorizing the City of Indianapolis by and through its Department of Public Works to transfer the Mark DiSuvero "Snow Plow" sculpture to the Indianapolis Museum of Art.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Pursuant to Section 2-516 of the Code of Indianapolis and Marion County, Indiana, which requires City-County Council approval for the transfer of personal property which was originally valued at Five Thousand Dollars ($5,000.00) or more, the City-County Council authorizes the transfer of the Mark DiSuvero "Snow Plow" sculpture by the Department of Public Works to the Indianapolis Museum of Art. The transfer shall be at the terms and conditions specified in the Project Agreement attached to this Special Resolution as Exhibit "A".

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

PROJECT AGREEMENT BETWEEN CITY OF INDIANAPOLIS
AND
INDIANAPOLIS MUSEUM OF ART CONCERNING
THE DISUVERO "SNOW PLOW" SCULPTURE

This Agreement is entered into by and between the Consolidated City of Indianapolis, Indiana, by and through its Department of Public Works, Suite 2460, 200 East Washington Street, Indianapolis, Indiana 46204 (City) and the Indianapolis Museum of Art, 1200 West 38th Street, Indianapolis, Indiana 46208 (Museum).

WITNESSETH THAT:

WHEREAS, in the mid-1970's the City purchased the Mark DiSuvero "Snow Plow" sculpture (Sculpture) to commemorate its sesquicentennial using monies raised by the Indianapolis Sesquicentennial Commission and a grant from the National Endowment of the Arts (NEA); and

WHEREAS, the City desires to transfer its right, title, ownership or other interest in the Sculpture to the Museum and the Museum agrees to purchase the City's right, title, ownership or other interest in the Sculpture in order to improve access to and appreciation of the work by displaying it on Museum grounds; and

WHEREAS, the City and the Museum both desire that the proceeds from the sale of the Sculpture be used to acquire or develop other works of art for display in public or publicly accessible spaces in the City and Marion County, Indiana; and

WHEREAS, the NEA has no objection to this sale of the Sculpture and use of the proceeds, which is consistent with the overall objectives of the NEA's original grant to the City; and

WHEREAS, such a transfer between the City and the Museum is authorized by IND. CODE 36-1-11-1(b)(7) and Section 2-516 of the Code of Indianapolis and Marion County, Indiana, upon such terms and conditions as the parties may agree and as are approved by the City's Board of Public Works and the City County Council.

NOW THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

1. In exchange for the sum of One Hundred Twenty Thousand Dollars ($120,000), payable in three installments, without interest, on the first business day of January in 1994, 1995 and 1996 (the Proceeds), the City agrees to transfer the City's right, title, ownership or other interest in the Sculpture to the Museum for public display on the Museum's grounds.

2. The Museum agrees to pay all costs associated with the deinstallation and removal of the Sculpture from the City's property, transportation to the Museum's grounds, and refurbishing and reinstallation of the Sculpture at the Museum.

3. The Museum agrees to consult with Mr. DiSuvero to assure the Sculpture's artistic integrity during its transfer and reinstallation on Museum grounds.

4. The City transfers and the Museum accepts the Sculpture "as is." The City disclaims all warranties including implied warranties of merchantability and fitness for a particular purpose.

5. The Proceeds shall be placed in a separate account administered by the Controller at the direction of a seven (7) member committee (Committee), consisting of the following persons: the director of the Indianapolis Museum of Art, the director of the Indianapolis Children's Museum, the director of the City's Department of Parks and Recreation who shall serve as Committee chair, a person appointed by the Mayor to serve at his pleasure, the executive director of the Indianapolis Arts Council, the director of the City's Department of Public Works, and a City County Councillor appointed by the City County Council to serve at its pleasure.

6. The Committee shall accept and review proposals for and approve the expenditure of the Proceeds to acquire or develop art by living artists to be placed in public or publicly accessible spaces in the City of Indianapolis and Marion County, Indiana. The terms art and artists shall be interpreted broadly to include any proposals from creditable sources which the Committee believes will enhance, preferably on a permanent basis,

the artistic and cultural value of the City's public or publicly accessible spaces or Capital Improvements Program projects.

7. The Committee shall establish procedures for the solicitation of proposals and the review and award of the proposals received using the following guidelines:

a) The artistic merit of the proposal, interpreted broadly to include as arts, among other disciplines, the creative fields of architecture, landscape architecture, and related design disciplines.
b) The ability of a proposal to attract additional monies from other federal or state agencies and/or private funding sources.
c) The appropriateness of a proposal to its intended neighborhood and its ability to involve the residents of that neighborhood by either documented support, in-kind donations, or their participation in the planning of the proposal or the creation of the art.
d) The ability of a proposal to be constructed expeditiously and soundly with the funds available and to be utilized with the highest degree of safety.
e) A low long-term maintenance cost of the proposal.

8. The Committee may fund proposals in part or in whole to maximize the distribution of the Proceeds, but in no event shall more than Twenty-Five Thousand Dollars ($25,000.00) be awarded to any one proposal.

9. The Committee shall have the authority to negotiate with artists regarding the scale and deployment of proposals.

10. The Committee shall have the authority to assist other federal or state agencies and/or private funding sources in applying for grants in support of the Committee's objectives and to permit the use of those grants in conjunction with the use of the Proceeds.

11. The Committee and the Controller shall establish such procedures as are necessary to account for the use of the Proceeds by the recipients, including but not limited to receiving progress reports for each awarded proposal. Copies of such reports shall be provided to the Mayor and to the Clerk of the City-County Council.

12. The Committee's administrative expenses, if any, shall be paid by the City's Department of Parks and Recreation. The Museum will assist the City in reducing the administrative expenses of the Committee through its volunteers and other non-financial means.

13. The Museum warrants that it is an Indiana not-for-profit corporation as defined by IND. CODE 36-1-11-1(b)(7) and is an eligible corporation as defined by Section 2-513 of the Code of Indianapolis and Marion County, Indiana.

14. The Museum agrees to indemnify and hold harmless the City and its officers, agents or employees, from any and all claims or threats of claims, costs, losses, liabilities, judgments, or liens arising out of or in any way connected with the ownership of the Sculpture, or the deinstallation, transfer, refurbishing, reinstallation, and display of the Sculpture at the Museum.

This Agreement is entered into by the parties on the dates shown below and becomes effective when fully executed.

ON _____, 1993,
Board of Public Works approved agreement and authorized the Director to execute the agreement.

THE INDIANAPOLIS MUSEUM OF ART

By: _____

Printed: _____

Title: _____

Date: _____

CONSOLIDATED CITY OF INDIANAPOLIS, INDIANA

By: _____
Michael Stayton, Acting Director
Department of Public Works

Date: _____

ATTEST:

_____
Lisa Hansen, Board Secretary

APPROVED:

_____
James H. Steele, Jr., Controller

Date: _____

Approved as to form and legality:
Sue A. Beesley, Corporation Counsel

By: _____
Margaret E. Piety
Assistant Corporation Counsel

Date: _____

PROPOSAL NO. 620, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 620, 1993 on November 15, 1993. The proposal appropriates $90,500 for the City Controller to cover the costs of converting to a new computer system for the Barrett Law section. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:18 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 620, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Giffin, Ruhmkorff
1 NOT PRESENT: Schneider

Proposal No. 620, 1993 was retitled FISCAL ORDINANCE NO. 102, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 102, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Ninety Thousand Five Hundred Dollars ($90,500) in the City General Fund for purposes of the Office of the Controller and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the City Controller to: (1) purchase hardware for a new computer system, (2) pay for professional services and consulting fees related to the conversion costs, and (3) purchase the necessary network software and miscellaneous equipment for the new system. (This additional

appropriation to the budget of the Office of the City Controller will be funded by a transfer from the Barrett Law Fiduciary Fund and will have no effect on local taxes.)

SECTION 2. The sum of Ninety Thousand Five Hundred Dollars ($90,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

OFFICE OF THE CONTROLLER	CITY GENERAL FUND
2. Supplies	$ 5,500
3. Other Services and Charges	43,000
4. Capital Outlay	42,000
TOTAL INCREASE	$90,500

SECTION 4. The said additional appropriations are funded by the following reductions:

	CITY GENERAL FUND
Unappropriated and Unencumbered City General Fund	$90,500
TOTAL REDUCTION	$90,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 623, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 623, 1993 on November 10, 1993. The proposal transfers and appropriates $11,300 for the Court Administrator to cover construction costs for the new Court Administrator Agency which will be located in Suite 341T in the City-County Building. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:20 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 623, 1993, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Smith, West
3 NAYS: Black, Short, Williams
2 NOT VOTING: Giffin, Ruhmkorff
1 NOT PRESENT: Schneider

Proposal No. 623, 1993, as amended, was retitled FISCAL ORDINANCE NO. 103, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 103, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Elelven Thousand Three Hundred Dollars ($11,300) in the County General Fund for purposes of the Court Administrator and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated to defray construction/build-out costs for the Court Administrator's office

complex in Suite T341 (Cafeteria) to house the Court Administrator, Administrative Assistant, Jury Pool, and General Term Reporter Operations.

SECTION 2. The sum of Eleven Thousand Three Hundred Dollars ($11,300) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COURT ADMINISTRATOR	COUNTY GENERAL FUND
4. Capital Outlay	$11,300
TOTAL INCREASE	$11,300

SECTION 4. The said increased appropriation is funded by the following reductions:

COURT ADMINISTRATOR	COUNTY GENERAL FUND
1. Personal Services	$ 7,400
2. Supplies	1,700
3. Other Services and Charges	600
COUNTY AUDITOR	
1. Personal Services (fringes)	1,600
TOTAL REDUCTION	$11,300

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 626, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 626, 1993 on November 11 and 16, 1993. The proposal amends the Code by extending the current sewer service and user rates through January and February 1994. By a 5-0 vote on November 16, 1993, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:23 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 626, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Black
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 626, 1993, as amended, was retitled GENERAL ORDINANCE NO. 157, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 157, 1993

A GENERAL ORDINANCE amending the Section of the Revised Code dealing with the establishment of rates and charges for the use of the sewer system.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 671-102 of the Revised Code of the Consolidated City and County, is hereby amended by inserting the language underlined and deleting the language stricken-through as follows:

Sec. ~~27~~671-102. Basis for charge; how calculated.

(a) *Established.* The sewer user charge imposed by this article shall be based upon the following general formulas:

$$V_T = Vu_1 + Vu_2 \ldots + Vu_n$$

$$V_c = \frac{C_T - C_I - C_{I'} - Cu - C_E - I}{V_T} + \frac{0.25(C_I + C_{I'} + Cu)}{V_T}$$

$$Cc = \frac{0.75(C_I + C_{I'} + Cu)}{T_c} \div 12$$

Nonindustrial user: $R = Vu(Vc) + Cc$

Industrial user: $R = Vu(Vc) + Bc(B) + Sc(S) + Nc(N) + Pc(P) + Vu(Iu) + Cc$

Where

Cc	=	Availability of service charge per month.
C_T	=	Total operation and maintenance cost per a unit of time.
C_I	=	Operation and maintenance cost to transport and treat infiltration per a unit of time.
$C_{I'}$	=	Operation and maintenance cost to transport and treat inflow per a unit of time.
C_u	=	Operation and maintenance cost to transport and treat unmetered water per a unit of time.
C_E	=	Operation and maintenance cost to treat wastes in excess of base level strength.
Vc	=	Operation and maintenance cost to transport and treat a unit of users' wastes equal to or below the base level strength.
Bc	=	Operation and maintenance cost to treat a unit of BOD.
Sc	=	Operation and maintenance cost to treat a unit of SS.
Nc	=	Operation and maintenance cost to treat a unit of ammonia nitrogen.
Pc	=	Operation and maintenance cost to treat any other pollutant.
B	=	Amount of BOD from a user above a base level.
S	=	Amount of SS from a user above a base level.
N	=	Amount of ammonia nitrogen from a user above a base level.
P	=	Amount of any other pollutant from a user above a base level.
V_U	=	Volume contribution per user per a unit of time.
V_T	=	Total volume contribution from all users per a unit of time (does not include infiltration, inflow and unmetered).
I	=	Industrial surveillance cost per a unit of time.
I_u	=	Industrial surveillance cost per a unit of industrial volume per a unit of time.
R	=	User's charge for operation and maintenance per a unit of time.
V_R	=	Total waste water contributed by residential customers per a year.
T_C	=	Total number of connections to the system.

(b) *Application.* Until amended the following rates or factors shall apply; effective January 1, 1985, and shall be in effect for the calendar years 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, ~~and for the calendar year of~~ 1993, and for January and February of 1994:

Vc	=	$1.1339 per 1,000 gallons
Iu	=	$0.0539 per 1,000 gallons
Bc	=	$0.0859 per pound
Sc	=	$0.0970 per pound
Cc	=	$2.03 per month
N	=	$0.4474 per pound

(c) *Minimum charge and base level.* The minimum charge on any monthly billing for an industrial user shall be $5.59 and non-industrial user shall be $5.43. Further, for the purpose of the foregoing formulas, the BOD base level shall be 250 milligrams per liter, and SS base level shall be 300 milligrams per liter, and NH_3-N base level shall be 20 milligrams per liter. The industrial and non-industrial rates and charges will be based on the quantity of water used on or delivered to the property or premises subject to such rates and charges, as the

same is measured by the water meters in use and the strength of the waste where applicable except as hereinafter provided.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 643, 1993. The proposal transfers and appropriates $44,000 for the Marion County Public Defender Agency to pay public defender salaries for the Marion County Drug Court. Councillor Dowden asked for consent to postpone Proposal No. 643, 1993 until December 13, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 482, 1993. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 482, 1993 on November 17, 1993. The proposal approves the rate schedule for the Marion County Healthcare Center. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor McClamroch, for adoption. Proposal No. 482, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 482, 1993 was retitled GENERAL RESOLUTION NO. 19, 1993 and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 19, 1993

A GENERAL RESOLUTION approving the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center.

WHEREAS, the Board of Managers of the Marion County Healthcare Center is directed, by Indiana Code 12-30-3-18, to fix the schedule of charges for the care and maintenance of patients or residents of the Marion County Healthcare Center; and

WHEREAS, on June 5, 1993, the Board of Managers of the Marion County Healthcare Center unanimously voted to increase the schedule of charges and to fix that schedule of charges as described in Exhibit A attached; and

WHEREAS, these rates are based on a fair and reasonable estimate of the cost of care and do not anticipate any profit from rendering such care; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of Indianapolis and Marion County hereby approves the schedule of charges set by the Marion County Healthcare Center Board of Managers at its June meeting as described in Exhibit A attached.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 488, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 488, 1993 on November 10, 1993. The proposal transfers and appropriates $4,000 for the Superior Court, Juvenile Division/Detention Center, to purchase supplies. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 488, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Giffin, O'Dell
1 NOT PRESENT: Schneider

Proposal No. 488, 1993 was retitled FISCAL ORDINANCE NO. 104, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 104, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City- County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Four Thousand Dollars ($4,000) in the County Grants Fund for purposes of the Superior Court, Juvenile Division/Detention Center and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (kk) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division/Detention Center to purchase supplies.

SECTION 2. The sum of Four Thousand Dollars ($4,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, JUVENILE DIVISION DETENTION CENTER	COUNTY GRANTS FUND
2. Supplies	$2,000
4. Capital Outlay	2,000
TOTAL INCREASE	$4,000

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, JUVENILE DIVISION	
DETENTION CENTER	COUNTY GRANTS FUND
3. Other Services and Charges	$4,000
TOTAL REDUCTION	$4,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 552, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 552, 1993 on November 10, 1993. The proposal transfers and appropriates $1,600 for the Superior Court, Criminal Division, Room Two, to cover copier rental and maintenance expenses. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Jimison, to strike. Proposal No. 552, 1993 was stricken by unanimous voice vote.

PROPOSAL NO. 569, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 569, 1993 on November 17, 1993. The proposal amends the Code by authorizing a traffic signal at the Lilly Access Drive with Raymond Street approximately 2,200 feet east of Harding Street; said signal shall be the sole responsibility of Lilly, including design, construction and energy costs (District 25). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Borst, for adoption. Proposal No. 569, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 569, 1993 was retitled GENERAL ORDINANCE NO. 158, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 158, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
31, Pg. 5	Lilly Access Dr & Raymond St (1100 W)	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 593, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 593, 1993 on November 10, 1993. The

proposal transfers and appropriates $17,560 for Community Corrections to amend a home detention equipment lease agreement by changing it to a purchase agreement. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 593, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Giffin, Hinkle, O'Dell
1 NOT PRESENT: Schneider

Proposal No. 593, 1993 was retitled FISCAL ORDINANCE NO. 105, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 105, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Seventeen Thousand Five Hundred Sixty Dollars ($17,560) in the County General Fund for purposes of the Community Corrections and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (aa) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to amend a home detention equipment lease agreement to a purchase agreement.

SECTION 2. The sum of Seventeen Thousand Five Hundred Sixty Dollars ($17,560) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COMMUNITY CORRECTIONS	COUNTY GENERAL FUND
4. Capital Outlay	$17,560
TOTAL INCREASE	$17,560

SECTION 4. The said increased appropriation is funded by the following reductions:

COMMUNITY CORRECTIONS	COUNTY GENERAL FUND
3. Other Services	$17,560
TOTAL REDUCTION	$17,560

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 613, 1993. In Councillor Giffin's absence Councillor Ruhmkorff gave the committee report. Proposal No. 613, 1993 was heard by the Economic Development Committee on November 3, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Multi-family Housing Revenue Bonds (Sunrise Apartments Project) Series 1993A, Series 1993B and Series 1993C in a total aggregate principal amount not to exceed $6,000,000. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Franklin, for adoption. Proposal No. 613, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Giffin, Mullin
1 NOT PRESENT: Schneider

Proposal No. 613, 1993 was retitled SPECIAL ORDINANCE NO. 14, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 14, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its Multifamily Housing Revenue Bonds (Sunrise Apartments Project) Series 1993A, Taxable Series 1993B, and Series 1993C, in the total aggregate principal amount not to exceed $6,000,000 (collectively, the "Bonds"), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Sunrise Housing, Ltd. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to acquire a multifamily rental housing development known as Sunrise Apartments consisting of 16 apartment buildings containing a total of approximately 304,272 net rentable square feet constructed into 320 apartments plus community, maintenance and laundry buildings located within the jurisdiction of the Issuer at 4514 Candletree Circle, Indianapolis, Indiana; to acquire machinery, equipment and furnishings for use in the facility; and to acquire, renovate, construct and install various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition of the Project by issuing its Multifamily Housing Revenue Bonds (Sunrise Apartments Project) Series 1993A (the "Series A Bonds"), Taxable Series 1993B (the "Series B Bonds"), and Series 1993C (the "Series C Bonds"), in the total aggregate principal amount not to exceed $6,000,000 (collectively, the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on November 3, 1993 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project which will be initially owned by the Company complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of December 1, 1993 by and between the Issuer, First Commercial Trust Company, National Association and Peoples Bank & Trust Company, as Co-Trustees (the "Co-Trustees") in order to obtain funds to lend to the Company pursuant to a Loan Agreement (the "Loan Agreement") dated as of December 1, 1993, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the Issuer, Co-Trustees and Company will enter into a Regulatory Agreement (the "Regulatory Agreement") dated as of December 1, 1993 in order to assure the Issuer and the owners of the Bonds that interest on the Series A Bonds and Series B Bonds will be excluded from gross income for federal income tax purposes under Section 103 of the Code, to satisfy the public purposes for which the Bonds are authorized to be issued under the Act, and to satisfy the purposes of the Issuer in determining to issue the Bonds that certain limits on the occupancy of units in the Project need to be established and certain other requirements need to be met; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Loan Agreement, Indenture, Regulatory Agreement, Bond Purchase Agreement, Preliminary Official Statement, Preliminary Confidential Placement Memorandum, the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the total aggregate principal amount not to exceed Six Million Dollars ($6,000,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Loan Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement and Preliminary Confidential Placement Memorandum are each hereby deemed final as of the date of each, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement and Preliminary Confidential Placement Memorandum is hereby authorized to certify to Miller & Schroeder Financial, Inc. (the "Underwriter") that the information in the Preliminary Official Statement and Preliminary Confidential Placement Memorandum with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement and Preliminary Confidential Placement Memorandum.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 10%. The use of a Final Official Statement and a Final Confidential Placement Memorandum in substantially the same form as the Preliminary Official Statement and

Preliminary Confidential Placement Memorandum approved herein are each approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(I) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 617, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 617, 1993 on November 15, 1993. The proposal approves reductions in proposed expenditures since the adoption of the 1993 City-County Annual Budget in the amount of $13,757,224. Councillor Rhodes stated that the State Board of Tax Commissioners now requests an official record of such reductions. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 617, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 617, 1993 was retitled FISCAL ORDINANCE NO. 106, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. I06, I993

A FISCAL ORDINANCE amending the City-County Annual Budget for I993 (City-County Fiscal Ordinance No. 57, I992) by reducing appropriations by Thirteen Million Seven Hundred Fifty-seven Thousand Two Hundred Twenty-four Dollars ($13,757,224) in the following: City General Fund, Consolidated County Fund, Redevelopment General Fund, Metropolitan Development General Fund, Transportation General Fund, Parks General Fund, Parks General/Golf Fund, Historic Preservation Fund and Parking Meter Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To reflect reductions in proposed expenditures since the adoption of the annual budget, Section 1.0I of the City-County Annual Budget for 1993, be and is hereby amended by the reductions hereinafter stated.

SECTION 2. The following appropriations are hereby reduced:

OFFICE OF THE CONTROLLER	CITY GENERAL FUND
I. Personal Services	$157,000
DEPARTMENT OF ADMINISTRATION	
ADMINISTRATIVE SERVICES DIVISION	
I. Personal Services	62,000
DEPARTMENT OF PUBLIC WORKS	
OFFICE OF THE DIRECTOR	
I. Personal Services	I20,000
DEPARTMENT OF PUBLIC SAFETY	
OFFICE OF THE DIRECTOR	
I. Personal Services	30,700
3. Other Services and Charges	5,000
TOTAL REDUCTION CITY GENERAL FUND	$374,700
OFFICE OF THE CORPORATION COUNSEL	CONSOLIDATED COUNTY FUND
I. Personal Services	8$ 47,640
PURCHASING DIVISION	
I. Personal Services	5,000
2. Supplies	66,380
3. Other Services and Charges	313,028
DEPARTMENT OF ADMINISTRATION	
HUMAN RESOURCE DIVISION	
I. Personal Services	100,000
DEPARTMENT OF ADMINISTRATION	
EQUAL OPPORTUNITY DIVISION	
I. Personal Services	38,640
DEPARTMENT OF METROPOLITAN DEVELOPMENT	
FINANCIAL SERVICES DIVISION	
2. Supplies	I,75I
3. Other Services and Charges	27,280
4. Capital Outlay	I,969
DEPARTMENT OF PUBLIC SAFETY	
EMERGENCY MANAGEMENT PLANNING DIVISION	
I. Personal Services	I9,840
2. Supplies	1,000
3. Other Services and Charges	2,I60
DEPARTMENT OF PUBLIC SAFETY	
WEIGHTS AND MEASURES DIVISION	
I. Personal Services	37,750
3. Other Services and Charges	3,000
DEPARTMENT OF PUBLIC SAFETY	
ANIMAL CONTROL DIVISION	
I. Personal Services	99,000
3. Other Services and Charges	2,000
TOTAL REDUCTION CONSOLIDATED COUNTY FUND	$766,438
DEPARTMENT OF METROPOLITAN DEVELOPMENT	
NEIGHBORHOOD & DEVELOPMENT SERVICE DIVISION	REDEVELOPMENT GENERAL FUND
3. Other Services and Charges	$3,491,5I7
TOTAL REDUCTION REDEVELOPMENT GENERAL FUND	$3,491,517

DEPARTMENT OF METROPOLITAN DEVELOPMENT PLANNING DIVISION	METROPOLITAN DEVELOPMENT GENERAL FUND
1. Personal Services	$ 222,083
2. Supplies	38,120
4. Capital Outlay	16,515
DEPARTMENT OF METROPOLITAN DEVELOPMENT NEIGHBORHOOD & DEVELOPMENT SERVICE DIVISION	
1. Personal Services	170,000
2. Supplies	40,000
3. Other Services and Charges	1,283,000
4. Capital Outlay	150,000
TOTAL REDUCTION METROPOLITAN DEVELOPMENT GENERAL FUND	$1,919,718

DEPARTMENT OF TRANSPORTATION OPERATIONS DIVISION	TRANSPORTATION GENERAL FUND
3. Other Services and Charges	$10,000
TOTAL REDUCTION TRANSPORTATION GENERAL FUND	$10,000

DEPARTMENT OF PARKS AND RECREATION	PARK GENERAL FUND
1. Personal Services	$ 602,307
2. Supplies	456,391
3. Other Services and Charges	1,903,654
4. Capital Outlay	238,303
TOTAL REDUCTION PARK GENERAL FUND	$3,200,655

DEPARTMENT OF PARKS AND RECREATION	PARK GENERAL/GOLF FUND
1. Personal Services	$1,643,475
2. Supplies	564,178
3. Other Services and Charges	1,218,115
TOTAL REDUCTION PARK GENERAL/GOLF FUND	$3,425,768

DEPARTMENT OF METROPOLITAN DEVELOPMENT HISTORIC PRESERVATION COMMISSION	HISTORIC PRESERVATION FUND
1. Personal Services	$16,411
2. Supplies	1,400
3. Other Services and Charges	8,144
4. Capital Outlay	895
TOTAL REDUCTION HISTORIC PRESERVATION FUND	$26,850

DEPARTMENT OF TRANSPORTATION FINANCE AND ADMINISTRATION DIVISION	PARKING METER FUND
1. Personal Services	$341,578
3. Other Services and Charges	200,000
TOTAL REDUCTION PARKING METER FUND	$541,578
GRAND TOTAL	$13,757,224

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 621, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 621, 1993 on November 15, 1993. The proposal transfers and appropriates $1,520 for the Washington Township Assessor to purchase computer software. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor McClamroch, for adoption. Proposal No. 621, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 621, 1993 was retitled FISCAL ORDINANCE NO. 109, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 109, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Thousand Five Hundred Twenty Dollars ($1,520) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (u) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Washington Township Assessor to purchase computer software.

SECTION 2. The sum of One Thousand Five Hundred Twenty Dollars ($1,520) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
2. Supplies	$1,520
TOTAL INCREASE	$1,520

SECTION 4. The said increased appropriation is funded by the following reductions:

WASHINGTON TOWNSHIP ASSESSOR	PROPERTY REASSESSMENT FUND
3. Other Services and Charges	$1,295
4. Capital Outlay	225
TOTAL REDUCTION	$1,520

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 624, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 624, 1993 on November 11, 1993. The proposal transfers and appropriates $100,000 for the Department of Public Works, Solid Waste Management Division, to cover overtime salaries incurred with the 1993 Fall Leaf Program. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Jones, for adoption. Proposal No. 624, 1993 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Franklin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, SerVaas, Shambaugh, Short, West, Williams
6 NAYS: Curry, Dowden, Hinkle, O'Dell, Ruhmkorff, Smith
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Councillor O'Dell said that he voted against this proposal because he believes the overtime expenses could be absorbed in current budgeting.

Proposal No. 624, 1993 was retitled FISCAL ORDINANCE NO. 107, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 107, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Hundred Thousand Dollars ($100,000) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Solid Waste Management Division and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Solid Waste Management Division to increase funding in Character 1 to cover the 1993 Fall Leaf Program by using savings and underspending in Character 3.

SECTION 2. The sum of One Hundred Thousand Dollars ($100,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS SOLID WASTE DISPOSAL DIVISION	SOLID WASTE DISPOSAL FUND
1. Personal Services	$100,000
TOTAL INCREASE	$100,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC WORKS SOLID WASTE DISPOSAL DIVISION	SOLID WASTE DISPOSAL FUND
3. Other Services and Charges	$100,000
TOTAL REDUCTION	$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 625, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 625, 1993 on November 11, 1993. The proposal amends the Code dealing with the imposition of the solid waste disposal user fee. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Beadling, for adoption. Proposal No. 625, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 625, 1993 was retitled GENERAL ORDINANCE NO. 159, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 159, 1993

A GENERAL ORDINANCE amending the section of the Code dealing with the imposition of the Solid Waste Disposal User Fee.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 13-303 of the Code of Indianapolis and Marion County, Indiana, as added by G.O. No. 18, 1989, Section 1, is hereby amended by inserting the language underlined and deleting the language stricken-through to read as follows:

Sec. 13-303. User Fee Schedule.

(a) The following schedule~~d~~ shall be in effect from October 1, 1989~~ through December 31, 1993~~. The solid waste disposal user fee shall be billed semiannually. The owner of each unit shall pay a solid waste disposal user fee of sixteen dollars ($16.00) semiannually, amounting to thirty-two dollars ($32.00) per year. In addition to the user fee, a one-time administrative charge of three dollars ($3.00) per unit shall be assessed against all owners to defray administrative costs. The administrative charge shall be payable with the initial installment.

(b) (1) The initial installment shall be billed by the department of public works prior to the provision of collection services on January 1, 1990.

(2) The initial installment shall be due and payable upon issuance, and payment shall be the obligation of the owner of the real property charged. The initial installment shall become delinquent if not paid in full within thirty (30) days of the billing date.

(3) Delinquent bills are subject to a ten percent (10%) penalty of the amount of the delinquent user fees, including the one-time administrative charge. All bills which become delinquent shall constitute a lien against the real property against which the user fees have been imposed. The department shall certify such liens to the auditor in accordance with IC 36-3-7-5.

(4) The department shall certify such delinquent user fees on or before February 28, 1990, unless otherwise agreed by the auditor and the department to the auditor. The treasurer shall collect such delinquent user fees in the same manner as property taxes are collected.

(c) The second and subsequent installments of the user fee shall appear on the semiannual property tax statement as provided by IC 36-9-31-8(c). On or before February 28 of the year the user fees are due, unless otherwise agreed by the auditor and the department, the department shall certify such current user fees to the auditor. The treasurer shall collect such current user fees in the same manner as property taxes are collected.

(d) (1) Whenever a unit does not appear on the assessment rolls, whether due to new construction or to error, and such unit has either been connected to the sanitary sewer system or has begun generating residential solid waste, whichever occurs first, the owner of such unit shall be subject to the imposition of the solid waste disposal user fee.

(2) Until the department certifies the user fees to the auditor as provided below in subsection (d)(7), the department shall bill the owner of such property.

(3) The one-time administrative charge described above in subsection (a) shall not apply to owners under this subsection (d).

(4) The department shall bill such owners for semiannual installments of the user fee according to the following ~~schedule~~ example:

User Fee Payable	*For Service Provided*
May 1990	July 1990 through December 1990
November 1990	January 1991 through June 1991
May 1991	July 1991 through December 1991
November 1991	January 1992 through June 1992
May 1992	July 1992 through December 1992

November 1992	January 1993 through June 1993
May 1993	July 1993 through December 1993
November 1993	January 1994 through June 1994

For units receiving service for part of a billing cycle, the department shall prorate the user fee on a monthly basis. Such billing shall reflect the current user fee as well as any amount due for past service provided but unbilled in previous billing cycles due to new construction or erroneous omission of units.

(5) Each installment shall be due and payable upon issuance, and payment shall be the obligation of the owner of the real property charged. Each installment shall become delinquent if not paid in full within seventeen (17) days of the billing date.

(6) Each delinquent installment is subject to a ten percent (10%) penalty on the amount of delinquent user fees. Each installment which becomes delinquent shall constitute a lien against the real property against which the user fees have been imposed. The department shall certify such liens to the auditor in accordance with IC 36-3-7-5.

(7) On or before February 28 each year, the department shall certify the current user fees and the delinquent user fees, if any, attributable to the owner of newly constructed or erroneously omitted units, to the auditor. The treasurer shall collect such current and delinquent user fees in the same manner as property taxes are collected. All subsequent installments of the user fee shall appear on the semiannual property tax statement as provided by IC 36-9-31-8(c).

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 627, 1993. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 627, 1993 on November 11, 1993. The proposal amends the Code by increasing air pollution control construction permit and operating permit fees for 1994. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption.

The President passed the gavel to Councillor West.

The President asked how much revenue will be realized from these permit fees. Sue Michael, Contract Regulatory Analyst, Air Pollution Control Section, replied that these fees are based on regulating the sources, they are not emission-based fees. The total air pollution control budget for 1994 is approximately $1.8 million, and approximately $1.4 million will be revenue from permit fees.

The President asked how many pollutants are tested. Rick Martin, Engineer and Planning Manager, Air Pollution Control Section, stated that there are now 95 criteria pollutants that are regulated under the Clean Air Act. The President asked if there is a charge for a trace pollutant and what is considered a trace pollutant. Mr. Martin replied that there are permits for different levels. It depends on the type of pollutant as to the level.

The President asked how the plants in surrounding counties are regulated for pollutants. Mr. Martin replied that the Indiana Department of Environmental Management regulates all the surrounding counties.

Councillor West passed the gavel back to the President.

Councillor Gilmer asked how often plants are checked for pollutants. Mr. Martin replied that inspectors drive by plants daily and if they see a problem, they stop and find out what the problem is. There are also annual inspections conducted by engineers and inspectors.

Proposal No. 627, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West, Williams
2 NAYS: O'Dell, Smith
2 NOT VOTING: Brents, Giffin
1 NOT PRESENT: Schneider

Proposal No. 627, 1993 was retitled GENERAL ORDINANCE NO. 160, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 160, 1993

A GENERAL ORDINANCE amending Chapter 4 of the Code dealing with air pollution control to increase for calendar year 1994 the permit fees charged by the Air Pollution Control Section of the Environmental Resources Management Division of the Department of Public Works to levels necessary to continue the process of developing and administering for Marion County the operating permit program required by Title V of the federal Clean Air Act of 1990.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 4-52, 4-53, 4-54 and 4-55 of the Code of Indianapolis and Marion County, Indiana, are hereby amended by inserting the language underscored and deleting the language cross-hatched as follows:

Sec. 4-52. Permit fees.

(a) *Purpose.* This section 4-52 establishes permit fees due to the division in calendar year 1994 ~~1993 to~~ at levels necessary to ~~begin~~ continue the process of developing and administering for Marion County the permit program ~~requirements~~ required by Title V of the ~~federal~~ Clean Air Act of 1990. The fees set by this section are interim level fees which will be examined annually as a part of the development of a federally enforceable Title V operating permit program. This section 4-52 and section 4-54 also establish all other types of permit fees due to the division.

(b) *Application fees.* The division shall collect ~~a nonrefundable~~ an application fee of one hundred dollars ($100.00) whenever a person submits an application to:

(1) Obtain a construction permit;

(2) Obtain an operating permit;

(3) Obtain an asbestos abatement permit;

(4) Obtain an emission credit permit;

(5) Change the name of the permittee on a permit issued by the administrator;

(6) Transfer a permit to a new owner of the air contaminant emitter subject to a permit;

(7) The application fee for (1) through (6) above is waived if:

a. A permittee has already obtained a construction permit, and is submitting an application for an initial operating permit;

b. A permittee is renewing an operating permit;

c. A permittee is renewing an asbestos abatement permit;

d. A permittee is renewing an emission credit permit.

e. A permittee has already obtained an operating permit and is submitting an application for an initial Title V operating permit.

(8) If a permittee is applying simultaneously for permits for several facilities at the same source, the permittee shall pay a single application fee.

(c) *Construction permits*. The division shall collect a fee for reviewing plans and issuing a construction permit.

(1) Base fees.

a. The fee for each facility with potential emissions of any one (1) pollutant less than ten (10) tons per year shall be ~~three~~ eight hundred dollars (~~$300.00~~ $800.00).

b. The fee for each facility with potential emissions of any one (1) pollutant of ten (10) tons per year or greater but less than twenty (20) tons per year shall be ~~five~~ twelve hundred dollars (~~$500.00~~ $1,200.00).

c. The fee for each facility with potential emissions for any one (1) pollutant of twenty (20) tons per year or greater, but less than twenty-five (25) tons per year shall be one thousand eight hundred dollars (~~$1,000.00~~ $1,800.00).

d. The fee for each facility with potential emissions of any one (1) pollutant of twenty-five (25) tons per year or greater, but less than one hundred (100) tons per year shall be ~~three~~ four thousand five hundred dollars (~~$3,000.00~~ $4,500.00).

e. The fee for each facility with potential emissions of any one (1) pollutant of ~~greater than~~ one hundred (100) tons per year or greater shall be ~~five~~ six thousand five hundred dollars (~~$5,000.00~~ $6,500.00).

(2) In addition to fees collected under paragraph (1) above, the division shall collect all applicable fees specified in a. through ~~d~~ g . below.

a. The fee for each review involving a facility or facilities subject to federal, state, or local new source performance standards shall be ~~two~~ five hundred dollars (~~$200.00~~ $500.00) per standard.

b. The fee for each review involving a facility or facilities subject to federal, state, and local national emission standards for hazardous air pollutants shall be ~~two~~ five hundred dollars (~~$200.00~~ $500.00) per pollutant.

c. The fee for each public notice required as a part of a construction permit review shall be ~~four~~ three hundred dollars (~~$400.00~~ $300.00).

d. The fee for each facility subject to best available control technology (BACT) ~~or~~ , maximum achievable control technology (MACT) or lowest achievable emission rate (LAER) shall be ~~two~~ three thousand dollars (~~$2,000.00~~ $3,000.00) per pollutant for each applicable pollutant.

e. The fee for each facility subject to generally achievable control technology (GACT) shall be one thousand dollars ($1,000.00) per pollutant for each applicable pollutant.

~~e~~f. The fee for each facility subject to modeling analysis shall be ~~three~~ four thousand dollars (~~$3,000.00~~ $4,000.00) per pollutant for each applicable pollutant, except where such analysis is performed by the division, in which case the fee shall be ~~five~~ six thousand dollars (~~$5,000.00~~ $6,000.00) per pollutant for each applicable pollutant.

g. The fee for each facility which has federally enforceable permit restrictions to allow the facility to be exempt from federal Prevention of Significant Deterioration or Nonattainment New Source Review requirements shall be one thousand dollars ($1,000.00) per permit.

(d) *Operating permits.* This part (d) shall not apply to ~~all operating permits except~~ gasoline dispensing facility operating permits, ~~and~~ portable air curtain incinerator and portable sandblasting operation operating permits~~.~~ and sources which are required to pay Title V operating permit fees pursuant to section (e).

(1) Initial and annual fee. The division shall collect a fee for the initial issuance of an operating permit and an annual administrative fee for each succeeding year for the maintenance and renewal of an operating permit. The total fee ~~for each air contaminant emitter~~ shall be the per facility fee specified in subpart (~~1~~2) below, plus the source category fee or fees specified in subpart (~~2~~3) below, if applicable. The total fee, exclusive of the source category fees in subparts (3)c and (3)d, shall not exceed three thousand three hundred dollars ($3,300.00).

(~~2~~1) Per facility fees.

a. The fee for each facility with allowable emissions of any one (1) pollutant less than twenty-five (25) tons per year shall be ~~one hundred fifty~~ two hundred dollars (~~$150.00~~ $200.00).

b. The fee for each facility with allowable emissions of any one (1) pollutant of twenty-five (25) tons per year or greater, but less than one hundred (100) tons per year, shall be ~~five~~ seven hundred fifty dollars (~~$500.00~~ $750.00).

~~c. The fee for each facility with allowable emissions of any one (1) pollutant of one hundred (100) tons per year or greater, but less than two hundred fifty (250) tons shall be nine hundred dollars ($900.00).~~

~~d. The fee for each facility with allowable emissions of any one (1) pollutant of two hundred fifty (250) tons per year or greater shall be one thousand four hundred dollars ($1,400.00).~~

(~~3~~2) Source category fees.

~~a. The fee for each secondary lead smelter, metal foundry with a melt rate over twenty (20) tons per hour, steam electric power plant, petroleum refining operation or municipal waste combustor shall be ten thousand dollars ($10,000.00).~~

~~b. The fee for each bulk gasoline terminal shall be ten thousand dollars ($10,000.00). As used in this subpart "bulk gasoline terminal" shall have the meaning set forth in Board Regulation X.~~

~~c. The fee for each coke oven battery shall be ten thousand dollars ($10,000.00). As used in this subpart "coke oven battery" shall have the meaning set forth in Board Regulation X.~~

~~d. The fee for each minor source other than those listed in a., b., or c. above shall be five hundred dollars ($500.00).~~

~~e. The fee for each major source other than those listed in a., b., or c. above shall be two thousand dollars ($2,000.00).~~

a. The fee for each source with actual emissions of seventy-five (75) tons per year or greater shall be one thousand two hundred dollars ($1,200.00).

b. The fee for each source with actual emissions of twenty-five (25) tons per year or greater but less than seventy-five (75) tons per year shall be eight hundred dollars ($800.00).

~~f~~c. The fee for each source subject to federal, state or local national emission standards for hazardous air pollutants shall be ~~one~~ two thousand dollars (~~$1,000.00~~ $2,000.00).

~~g~~d. The fee for each source subject to federal, state or local new source performance standards shall be ~~one~~ two thousand dollars (~~$1,000.00~~ $2,000.00) per standard.

(e) 1994 fees for sources required to obtain Title V operating permits.

(1) In calendar year 1994, sources which, according to 40 C.F.R. § 70.3 and applicable state and local regulations, will be required to obtain a Title V operating permit under a United States Environmental Protection Agency approved Title V operating permit program applicable to Marion County, shall pay an annual fee in accordance with the highest applicable fee set forth in Table 1 in subsection (3) of this

section. If a source contains facilities that fit into more than one industry category, the administrator shall assess the fee from the one applicable category that most reasonably represents the cost of regulating the sources. The fees in Table 1 are per plant fees.

(2) The following definitions apply to Table 1 in subsection (3) of this section:

Major source has the meaning set forth in 40 C.F.R. § 70.2.

Regulated air pollutant has the meaning set forth in 40 C.F.R. § 70.2.

(3) In Table 1 below the Standard Industrial Classification Manual (1987) has been used to define categories for assessment of fees. Two digits refer to a major group, three digits refer to an industry group and four digits refer to the industry number.

TABLE 1

(1)	Aerospace Manufacturing	$5,475
	Major sources whose industry group number is:	
	372 Aircraft and Parts	
(2)	Cement Manufacturing	$27,375
	Major sources whose industry group number is:	
	324 Cement, Hydraulic or 327 Concrete, Gypsum, and Plaster Products	
(3)	Synthetic Organic Chemicals less than 500 tons per year of total actual regulated air pollutant emissions	$24,450
	Synthetic Organic Chemicals greater than 500 tons per year of total actual regulated air pollutant emissions	$49,050
	Major sources whose industry group number is:	
	282 Plastics Materials and Synthetic Resins, Synthetic Rubber, Rubber, Cellulosic and other Manmade Fibers, except Glass or 284 Soap, Detergents, and Cleaning Preparations; Perfumes, Cosmetics, and Other Toilet Preparations or 289 Miscellaneous Chemical Products	
(4)	Inorganic Chemicals	$11,625
	Major sources whose industry group number is:	
	281 Industrial Inorganic Chemicals	
(5)	Surface Coaters except Metal Parts	$13,650
	Major sources whose primary source of air emissions is from coating surfaces and the major group number is:	
	20 Food and Kindred Products or 24 Lumber and Wood Products, except Furniture or 25 Furniture and Fixtures or 26 Paper and Allied Products or 27 Printing, Publicating and Allied Industries or 30 Rubber and Miscellaneous Plastic Products or 32 Stone, Clay, Glass and Concrete Products or 33 Primary Metal Industries or	

34 Fabricated Metal Products, except Machinery and Transportation Equipment or
35 Industrial and Commercial Machinery and Computer Equipment or
36 Electronic and other Electrical Equipment and Components, except Computer Equipment or
37 Transportation Equipment or
38 Measuring, Analyzing, and Controlling Instrument; Photographic, Medical and Optical Goods; Watches and Clocks or
39 Miscellaneous Manufacturing Industries

(6) Coaters of Metal Parts $11,625

Major sources whose primary source of air emissions is from coating metal parts and the major group number is:

33 Primary Metal Industries or
34 Fabricated Metal Products, except Machinery and Transportation Equipment or
35 Industrial and Commercial Machinery and Computer Equipment or
36 Electronic and Other Electrical Equipment and Components, except Computer Equipment or
37 Transportation Equipment or
38 Measuring, Analyzing, and Controlling Instrument; Photographic, Medical and Optical Goods; Watches and Clocks or
39 Miscellaneous Manufacturing Industries

(7) Manufacturing of Fiberglass Products $11,700

Major sources whose industry group number is:

222 Broadwoven Fabric Mills, Manmade Fiber and Silk or
329 Abrasive, Asbestos, and Miscellaneous Nonmetallic Mineral Products

(8) Degreasers $5,475

Major sources whose primary source of air emissions is from degreasers and the major group number is:

30 Rubber and Miscellaneous Plastic Products or
34 Fabricated Metal Products, except Machinery and Transportation Equipment or
37 Transportation Equipment or
38 Measuring, Analyzing, and Controlling Instruments; Photographic, Medical and Optical Goods; Watches and Clocks or
39 Miscellaneous Manufacturing Industries or
97 National Security

(9) Diesel Engines Test Cells $5,475

Major sources whose industry group number is:

351 Engines and Turbines or
362 Electrical Industrial Apparatus

(10) Asphalt Plants $8,250

Major sources whose industry group number is:

295 Asphalt Paving and Roofing Materials

(11) Motor Vehicle Manufacturing less than 500 tons per year of total actual regulated air pollutant emissions $13,650

Motor Vehicle Manufacturing greater than 500 tons per year of total actual regulated air pollutant emissions — $46,650

Major sources whose industry group number is:

323 Glass Products, Made from Purchased Glass or
371 Motor Vehicles and Motor Vehicle Equipment or
379 Miscellaneous Transportation Equipment

(12) Electronic Manufacturing — $13,650

Major sources whose primary business is electronic manufacturing and the industry group number is:

354 Metalworking Machinery and Equipment or
361 Electric Transmission and Distribution Equipment or
362 Electrical Industrial Apparatus or
365 Household Audio and Video Equipment, and Audio Recordings or
367 Electronic Components and Accessories or
369 Miscellaneous Electrical Machinery, Equipment, and Supplies or
372 Aircraft and Parts or
382 Laboratory Apparatus and Analytical, Optical, Measuring, and Controlling Instruments

(13) Food Processing less than 500 tons per year of total actual regulated air pollutant emissions — $8,250

Food Processing greater than 500 tons per year of total actual regulated air pollutant emissions — $34,125

Major sources whose major group number is:

20 Food and Kindred Products

(14) Foundries/Smelters with a melt rate less than 20 tons per hour — $11,625

Foundries/Smelters with a melt rate greater than 20 tons per hour — $30,075

Major sources whose industry group number is:

332 Iron and Steel Foundries or
334 Secondary Smelting and Refining of Nonferrous Metals or
336 Nonferrous Foundries or
349 Miscellaneous Fabricated Metal Products or
356 General Industrial Machinery and Equipment or
369 Miscellaneous Electrical Machinery, Equipment and Supplies or
371 Motor Vehicles and Motor Vehicle Equipment

(15) Metal Furniture Manufacturing — $13,725

Major sources whose primary business is manufacturing metal furniture and whose industry group number is:

355 Special Industry Machinery and Equipment, except Metalworking Machinery or
371 Motor Vehicles and Motor Vehicle Equipment or
372 Aircraft and Parts

(16) Wood Furniture Manufacturing — $13,650

Major sources whose primary business is manufacturing wood furniture and whose industry group number is:

243 Millwork, Veneer, Plywood, and Structural Wood Members or
249 Miscellaneous Wood Products or
251 Household Furniture or
253 Public Building and Related Furniture or
254 Partitions, Shelving, Lockers and Office and Store Fixtures or
393 Musical Instruments

(17)	Crude Oil Storage Facilities	$5,475
	Major sources whose industry group number is:	
	131 Crude Petroleum and Natural Gas	
(18)	Gasoline Terminals	$5,475
	Major sources whose industry group number is:	
	291 Petroleum Refining or 517 Petroleum and Petroleum Products	
(19)	Gas Turbines	$8,250
	Major sources whose industry group number is:	
	351 Engines and Turbines or 492 Gas Production and Distribution	
(20)	Glass Manufacturing	$16,500
	Major sources whose industry group number is:	
	322 Glass and Glassware, Pressed or Blown	
(21)	Grain Elevators	$5,475
	Major sources whose industry group number is:	
	204 Grain Mill Products or 515 Farm Product Raw Material	
(22)	Waste Facility	$5,475
	Major sources whose industry group number is:	
	478 Miscellaneous Services Incidental to Transportation	
(23)	Municipal Solid Waste Incinerator	$38,550
	Major sources as defined in Section 129(g) of the Clean Air Act of 1990	
(24)	Lead Smelter	$30,075
	Major sources whose industry group number is:	
	334 Secondary Smelting and Refining of Nonferrous Metals	
(25)	Industrial Boilers less than 250 tons per year of total actual regulated air pollutant emissions	$8,250
	Industrial Boilers 250 to 500 tons per year of total actual regulated air pollutant emissions	$16,500

	Industrial Boilers greater than 500 tons per year of total regulated air pollutant emissions	$19,275
	Major sources not elsewhere classified and whose primary emissions are from steam generating boilers from a wide range of industrial classifications including, but not limited to; hospitals, colleges, universities and correctional institutions.	
(26)	Metal Parts Manufacturing	$6,825
	Major sources whose primary business is manufacturing metal parts and whose major group number is: 25 Furniture and Fixtures or 33 Primary Metal Industries or 34 Fabricated Metal Products, except Machinery and Transportation Equipment or 35 Industrial and Commercial Machinery and Computer Equipment or 36 Electronic and Other Electrical Equipment and Components, except Computer Equipment or 37 Transportation Equipment	
(27)	Coal Mines	$7,500
	Major sources whose industry group number is: 122 Bituminous Coal and Lignite Mining	
(28)	Coal Handling	$8,250
	Major sources whose industry group number is: 124 Coal Mining Services	
(29)	Quarries	$5,475
	Major sources whose industry group number is: 141 Dimension Stone or 142 Crushed and Broken Stone, Including Riprap or 328 Cut Stone and Stone Products or 329 Abrasive, Asbestos, and Miscellaneous Nonmetallic Mineral Products	
(30)	Paint Manufacturing	$5,475
	Major sources whose industry group number is: 285 Paints, Varnishes, Lacquers, Enamels, and Allied Products	
(31)	Pharmaceuticals less than 500 tons per year of total actual regulated air pollutant emissions	$13,650
	Pharmaceuticals greater than 500 tons per year of total actual regulated air pollutant emissions	$49,050
	Major sources whose industry group number is: 283 Drugs	
(32)	Plastics Manufacturing less than 250 tons per year of total actual regulated air pollutant emissions	$13,650

	Plastics Manufacturing 250 to 500 tons per year of total actual regulated air pollutant emissions	$29,325
	Plastics Manufacturing greater than 500 tons per year of total actual regulated air pollutant emissions	$43,725
	Major sources whose primary source of air emissions is from plastics manufacturing and whose industry group number is: 308 Miscellaneous Plastics Products or 364 Electric Lighting and Wiring Equipment or 371 Motor Vehicles and Motor Vehicle Equipment or 373 Ship and Boat Building and Repairing or 379 Miscellaneous Transportation Equipment	
(33)	Rubber Parts Manufacturing	$6,825
	Major sources whose industry group number is: 310 Tires and Inner Tubes or 306 Fabricated Rubber Products, not elsewhere classified or 371 Motor Vehicles and Motor Vehicle Equipment	
(34)	Polyurethane Foam Production	$6,825
	Major sources whose industry group number is: 282 Plastics Material and Synthetic Resins, Synthetic Rubber, Cellulosic and other Manmade Fibers, except Glass or 308 Miscellaneous Plastics Products	
(35)	Pulp Paper	$16,500
	Major sources whose industry group number is: 262 Paper Mills or 265 Paperboard Containers and Boxes or 267 Converted Paper and Paperboard Products, except Containers and Boxes	
(36)	Refineries 20,000 to 50,000 bbl/day	$16,500
	Refineries greater than 50,000 bbl/day	$71,400
	Major sources whose industry group number is: 291 Petroleum Refining or 517 Petroleum and Petroleum Products	
(37)	Utilities less than 65 MW	$12,300
	Utilities greater than 65 MW	$35,700
	Major sources whose industry group number is: 491 Electric Services	
(38)	Rotogravure/Flexographic Printing	$16,500
	Major sources whose primary source of air emissions is from printing and whose industry group number is: 265 Paperboard Containers and Boxes or 267 Converted Paper and Paperboard Products, except Containers and Boxes or	

275 Commercial Printing

(39)	Primary Aluminum Production	$69,825
	Major sources, not including industrial boilers, whose industry group number is:	
	333 Primary Smelting and Refining of Nonferrous Metals	
(40)	Steel Production less than 2,000,000 tons per year capacity	$49,425
	Steel Production greater than 2,000,000 tons per year capacity	$138,525
	Major sources that produce steel by Open Hearth, Basic Oxygen Furnace, Basic Oxygen Process, or Electric Arc Furnace, whose industry group number is:	
	331 Steel Works, Blast Furnaces, and Rolling and Finishing Mills	
	Sources which operate coke ovens must pay additional fees according to subdivision (42).	
(41)	Wood Products	$16,500
	Major sources whose industry group number is:	
	243 Millwork, Veneer, Plywood, and Structural Wood Members or	
	254 Partitions, Shelving, Lockers, and Office and Store Fixtures	
(42)	Coke Oven Battery	$29,550
	Major sources whose industry number is:	
4925	Mixed, Manufactured, or Liquified Petroleum Gas Production and/or Distribution. In addition to the above fee each coke oven battery shall pay the actual cost incurred in performing inspections required by 40 C.F.R. §63, Subpart L. As used in this subpart "Coke Oven Battery" shall have the meaning set forth in Board Regulation X.	
(43)	Hazardous Air Pollutants	$3,300
	Major sources that are only major due to hazardous air pollutants listed in Section 112(b) of the Clean Air Act of 1990.	
(44)	Not Elsewhere Classified 100 to 250 tons per year of total actual regulated air pollutant emissions	$8,250
	Not Elsewhere Classified 250 to 500 tons per year of total actual regulated air pollutant emissions	$11,625
	Not Elsewhere Classified 500 to 1000 tons per year of total actual regulated air pollutant emissions	$21,900
	Not Elsewhere Classified greater than 1000 tons per year of total actual regulated air pollutant emissions	$32,100
	Major sources which are not classified in subdivisions (1) through (43) above are subject to the fees in this subdivision.	

END OF TABLE I

(4) During calendar year 1994, a source which, according to 40 C.F.R § 70.3 and applicable state and local regulations will be required to obtain a Title V operating permit under a United States Environmental Protection Agency approved Title V operating permit program applicable to Marion County, but

notifies the administrator in writing of the intent to opt out of the requirement to obtain a Title V operating permit by accepting in a federally enforceable state or local operating permit physical or operational limits on the source's capacity to emit air pollutants, and reasonably demonstrates to the administrator the ability to so opt out, is not subject to the fee schedule set forth in Table 1 of section (e)(3) and instead is subject to the fee schedule set forth in section (d). The board shall adopt regulations establishing procedures for obtaining a federally enforceable operating permit from the division. An application fee of three thousand five hundred dollars ($3,500.00) and an annual administrative fee of one thousand five hundred dollars ($1,500.00) shall be due to the division as set forth in such regulations.

(fe) *Gasoline dispensing facility operating permits.* The division shall collect a fee for the initial issuance of a gasoline dispensing facility operating permit and an annual administrative fee for each succeeding year for the maintenance and renewal of an operating permit. As used in this subpart "gasoline dispensing facility" shall have the meaning set forth in Board Regulation IV-3.3.

(1) The fee for each gasoline dispensing facility with allowable emissions of any one pollutant less than twenty-five (25) tons per year shall be fifty dollars ($50.00).

(2) The fee for each gasoline dispensing facility with allowable emissions of any one pollutant of twenty-five (25) tons or greater per year shall be two hundred dollars ($200.00).

(gf) *Portable air curtain incinerator and portable sandblasting operation operating permits.* The division shall collect a fee for the initial issuance of a portable air curtain incinerator or portable sandblasting operation operating permit and an annual administrative fee for each succeeding year for the maintenance and renewal of an operating permit. The fee for each air curtain incinerator or portable sandblasting operation shall be two hundred fifty dollars ($250.00).

(hg) *Fire training facility permit.* The division shall collect an annual fee of fifty dollars ($50.00) for each fire training facility permitted pursuant to this chapter.

(ih) *Emission credit permits.* The division shall collect a fee of two hundred dollars ($200.00) for the initial issuance of an emission credit permit and an annual administrative fee for each succeeding year of two hundred dollars ($200.00) for the maintenance of an emission credit permit.

(ji) *Asbestos abatement permits.* The division shall collect a fee of four hundred fifty dollars ($450.00) for the initial issuance of an asbestos abatement permit and an annual administrative fee for each succeeding year of four hundred fifty dollars ($450.00) for the maintenance and renewal of an asbestos abatement permit.

Sec. 4-53. Permit fees Ppayment due~~; waivers and unpaid fees~~.

(a) *Payment due.* Application fees shall be paid at the time the application is submitted. Fees for construction permits or the initial issuance of an operating permit, emission credit permit or asbestos abatement permit shall be paid before the administrator issues the permit. Annual administrative fees shall be paid by January 31 of each year for all air contaminant emitters which have operating permits as of January 1 of each year. ~~Notwithstanding the previous sentence, in calendar year 1993, annual administrative fees shall be paid by March 31, 1993 for all air contaminant emitters which have operating permits as of January 1, 1993.~~

~~(b) All permit fees established pursuant to this chapter and its regulations shall be payable to the Indianapolis City Controller and shall become a part of the "Air Pollution Control Program Fund" created by Section 4-55.~~

~~(c) If a permit applicant or holder of a permit appears before the board and demonstrates that payment of applicable permit fees will cause undue economic hardship, the board may waive the fees for a period deemed appropriate by the board.~~

~~(d) All permit fees established pursuant to this chapter and its regulations shall constitute a debt due to the consolidated city of Indianapolis and Marion County. Failure to pay permit fees when due is a violation of this chapter and its regulations for which the division may take enforcement action as specified in Article VI of this chapter. At the request of the administrator, the corporation counsel may institute a civil suit in the name of the Consolidated City of Indianapolis and Marion County to recover any unpaid fee. In addition, the administrator, pursuant to section 4-61 of this chapter, may revoke a permit for failure to pay permit fees as required in this chapter.~~

Sec. 4-54. Testing and monitoring fees~~.~~; amount; payment due.

(a) *Fees.* The division shall collect a fee for reviewing testing and monitoring data and results.

(1) The fee for each stack test conducted for the purpose of demonstrating compliance with this chapter, any regulation adopted by the Board or any permit issued by the division shall be seven hundred dollars ($700.00).

(2) The fee for continuous emission monitor(s) required by this chapter, any regulation adopted by the Board or any permit issued by the division shall be two hundred dollars ($200.00) per facility.

(3) The fee for air quality monitoring network(s) required by this chapter, any regulation adopted by the Board or any permit issued by the division shall be one thousand four hundred dollars ($1,400.00) per source.

(b) *Payment due.* Stack test fees shall be paid upon submission of stack results to the division. Continuous emission monitor fees and air quality monitoring network fees shall be paid by January 31 of each year.

~~(c) All testing and monitoring fees established pursuant to this chapter and its regulations shall be payable to the Indianapolis City Controller and shall become a part of the "Air Pollution Control Program Fund" created by Section 4-55.~~

~~(d) If a person appears before the board and demonstrates that payment of applicable testing and monitoring fees will cause undue economic hardship, the board may waive the fees for a period deemed appropriate by the board.~~

~~(e) All testing and monitoring fees established pursuant to this chapter and its regulations shall constitute a debt due to the consolidated city of Indianapolis and Marion County. Failure to pay testing and monitoring fees when due is a violation of this chapter and its regulations for which the division may take enforcement action as specified in Article VI of this chapter. At the request of the administrator, the corporation counsel may institute a civil suit in the name of the Consolidated City of Indianapolis and Marion County to recover any unpaid fee. In addition, the administrator, pursuant to section 4-61 of this chapter, may revoke a permit for failure to pay testing and monitoring fees as required by this chapter.~~

Sec. 4-55. Air Pollution Control Program Fund.

(a) Effective in fiscal year 1993, there is hereby created a special fund to be designated as the "air pollution control program fund", in the division of finance, under the controller.

(b) This fund shall be a continuing fund, with all balances remaining therein at the end of each calendar year and no such balances shall lapse into the city or county general funds or ever be diverted, directly or indirectly, in any manner, to any other uses than developing and administering the operating permit program requirements of Title V of the ~~federal~~ Clean Air Act of 1990, performing ambient air quality monitoring, evaluating compliance with requirements of this Chapter, any regulation adopted by the Board or any permit issued by the division and other uses related to prevention, abatement and control of air pollution as authorized by this Chapter.

(c) The fund shall include ~~be created by transfer of four~~ one hundred fifty-seven thousand seven hundred dollars (~~$400,000.00~~ $157,700.00) from consolidated county in calendar year ~~1993~~ 1994, ~~by deposit of~~ all permit fees and testing and monitoring fees, including any penalties and interest thereon, required to be collected by the division by section 4-52 and section 4-54, ~~deposit of~~ any grants from state or federal governmental agencies, any gifts and donations intended for the fund and ~~deposit of~~ monies recovered, exclusive of court costs, from enforcement actions brought pursuant to Article VI of this Chapter.

(d) The division shall provide a separate accounting for those permit fees in the fund required to be collected by the division by Title V of the Clean Air Act of 1990. (Title V operating permit program fees). The accounting shall be sufficient to demonstrate that such permit fees are being used solely to cover the reasonable, direct and indirect costs of the Title V operating permit program. Such costs may include, but are not limited to the following activities:

(1) Preparing generally applicable regulations or guidance regarding the permit program or its implementation or enforcement;

(2) Reviewing and acting on any application for a permit, permit revision, or permit renewal, including the development of an applicable requirement as part of the processing of a permit, or permit revision or renewal;

(3) General administrative costs of running the permit program, including the supporting and tracking of permit applications, compliance certification, and related data entry;

(4) Implementing and enforcing the terms of any permit (not including any court costs or other costs associated with an enforcement action), including adequate resources to determine which sources are subject to the program;

(5) Emissions and ambient monitoring;

(6) Modeling analyses, or demonstrations;

(7) Preparing inventories and tracking emissions; and

(8) Providing direct and indirect support to sources under the Small Business Stationary Source Technical and Environmental Compliance Assistance Program as required by section 507 of the Clean Air Act of 1990.

(~~d~~e) Monies from this reserve fund shall be appropriated in accordance with the procedures for expenditure of public funds.

SECTION 2. The Code of Indianapolis and Marion County, Indiana is hereby amended by adding new Section 4-56 as follows:

Sec. 4-56. Fees payable to Controller; non refundable; waiver; unpaid fees.

(a) All fees established pursuant to this chapter and its regulations shall be payable to the Indianapolis City Controller and shall become a part of the "Air Pollution Control Program Fund" created by Section 4-55.

(b) All fees established pursuant to this chapter are non refundable. If the permit is denied or revoked or the plant or facility is shut down, the fees shall neither be refunded nor applied to any subsequent application or reapplication. Fees paid annually may be pro rated by the division on a monthly basis.

(c) If a permit applicant or holder of a permit appears before the board and demonstrates that payment of applicable fees established by this chapter will cause undue economic hardship, the board may waive the fees for a period deemed appropriate by the board. The board may reduce any fee required to be paid to the division in connection with an operating permit required by Title V of the Clean Air Act of 1990 to take into account the financial resources of small business stationary sources as defined in Section 507(c) of that act.

(d) All fees established pursuant to this chapter and its regulations shall constitute a debt due to the Consolidated City of Indianapolis and Marion County. Failure to pay fees when due is a violation of this chapter and its regulations for which the division may take enforcement action as specified in Article VI of this chapter. At the request of the administrator, the corporation counsel may institute a civil suit in the name of the Consolidated City of Indianapolis and Marion County to recover any unpaid fee. In addition, the administrator, pursuant to section 4-61 of this chapter, may revoke a permit for failure to pay fees as required in this chapter.

SECTION 3. Section 4-11 of the Code of Indianapolis and Marion County, Indiana is hereby amended by inserting the language underscored and deleting the language cross-hatched as follows:

Sec. 4-11. Definitions.

As used in this chapter and its regulations, the following terms shall have the meanings ascribed to them:

Actual emissions means the emissions which occurred over a specified period of time based upon emission monitoring, stack testing, emission factors, or other measures acceptable to the administrator.

Administrator means the assistant administrator of the air pollution control section of the environmental resources management division of the department of public works, Consolidated City of Indianapolis and Marion County or other designee of the director of the department of public works.

Air contaminant means any solid, liquid or gaseous matter, or any combination thereof, that may be emitted into the ambient air in any manner which may cause or contribute to air pollution. Air contaminant shall include "regulated air pollutant" as defined in 40 C.F.R. § 70.2.

Air contaminant emitter means any vehicle, process, facility or any other device that emits or is capable of emitting an air contaminant, whether privately or publicly owned or operated.

Air pollution means the presence or threatened discharge, from whatever source, of solid, semisolid, liquid or gaseous matter, or any combination thereof, in the ambient air in sufficient quantities and of such characteristics and duration which:

(1) Injures or threatens to injure human, plant or animal life; or

(2) Damages or threatens to damage property; or

(3) Unreasonably interferes with the comfortable enjoyment of life and property.

Allowable emissions means the emissions rate calculated using the following factors:

(1) The maximum rated capacity;

(2) Year-round operation (8,760 hours per year); and

(3) The most stringent emission limit applicable under federal, state or local air pollution control laws.

Allowable emissions may be limited further if the facility or source is subject to enforceable permit conditions that limit the operating rate, hours of operation or emission rate.

Ambient air means any outside air.

Asbestos abatement permit means the written authorization that allows a person to remove asbestos materials and conduct asbestos abatement projects.

Board means the Indianapolis Air Pollution Control Board.

Clean Air Act of 1990 means the Federal Clean Air Act (42 U.S.C. 7401 et seq.) as amended by the Clean Air Act Amendments of 1990 (P.L. 101-549).

Construction permit means the written authorization that allows a person to construct, reconstruct or modify an air contaminant emitter.

Division means the air pollution control section of the environmental resources management division of the department of public works, Consolidated City of Indianapolis and Marion County.

Effective date means the date on which an action takes effect. For permits issued pursuant to Article V of this chapter, the effective date is fifteen (15) days after the administrator signs and issues the permit. For all other actions, the effective date is when the person subject to the action receives written notice of the action.

Emission credit permit means the written authorization that allows a person to claim credit for emissions not released to the ambient air.

Facility means any one (1) structure, piece of equipment, installation operation that emits or is capable of emitting an air contaminant. Single pieces of equipment or installations with multiple emission points shall be considered a facility for purposes of this chapter and its regulations.

~~Major source means a source with an emission rate of any one (1) air contaminant of at least one hundred (100) tons per year. Such emission rate shall be calculated using maximum operating capacity, year-round~~

~~operation (8,760 hours per year, unless restricted by enforceable permit conditions) and the application of air pollution control equipment.~~

~~Minor source means a source with an emission rate of any one (1) air contaminant of at least twenty five (25) tons per year, but less than one hundred (100) tons per year. Such emission rate shall be calculated using maximum operating capacity, year-round operation (8,760 hours per year, unless restricted by enforceable permit conditions) and the application of air pollution control equipment.~~

Open burning or open fire means any burning of combustible matter where the products of combustion are emitted directly into the ambient air without passing through a stack or chimney.

Operating permit means the written authorization that allows a person to operate an air contaminant emitter.

Person means any individual, proprietorship, partnership, firm, company, corporation, association, joint venture, trustee, estate, political or governmental unit or any other legal entity.

Potential emissions means the emission rate calculated using the following factors:

(1) The maximum rated capacity;

(2) The actual hours of operation; and

(3) Operation without air pollution control equipment, unless such control equipment is (aside from air pollution control requirements) necessary for the facility to produce its normal product or is integral to normal operation.

Process means any action, operation or treatment that emits or is capable of emitting an air contaminant.

Regulation means the whole or any part of a board statement of general applicability that:

(1) Has or is designed to have the effect of law; and

(2) Implements, interprets or prescribes:

a. Law or policy; or

b. The organization, procedure or practice requirements of the board or division.

Source means one (1) or an aggregation of processes or facilities that are located on one (1) or more contiguous or adjacent properties and are owned or operated by the same person, or by persons under common control.

Title V operating permit means the operating permit required by Title V of the Clean Air Act of 1990.

Wood products means dry materials consisting of vegetation or wood which does not contain any other substance.

40 C.F.R. §70 shall mean 40 C.F.R. §70 as published in 57 Fed. Reg. 32,395 (July 21, 1992).

SECTION 4. (a) The expressed or implied repeal or amendment by this ordinance or any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in full force and effect upon passage and compliance with IC 36-3-4-14.

PROPOSAL NO. 628, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 628, 1993 on November 17, 1993. The proposal transfers and appropriates $187,175 for the Department of Transportation, Operations Division, to cover the bids won by the Maintenance Division plus the remaining balance in the Opportunity Account. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Moriarty, for adoption. Proposal No. 628, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Giffin, Golc, Ruhmkorff
1 NOT PRESENT: Schneider

Proposal No. 628, 1993 was retitled FISCAL ORDINANCE NO. 108, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 108, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Hundred Eighty-seven Thousand One Hundred Seventy-five Dollars ($187,175) in the Transportation General Fund for purposes of the Department of Transportation, Operations Division and reducing certain other appropriations from the Finance & Administration Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Operations Division to be paid for services rendered in accordance with final bid they have won, plus the remaining residual balance of the Opportunity Account.

SECTION 2. The sum of One Hundred Eighty-seven Thousand One Hundred Seventy-five Dollars ($187,175) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION OPERATIONS DIVISION	TRANSPORTATION GENERAL FUND
1. Personal Services	$187,175
TOTAL INCREASE	$187,175

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION FINANCE AND ADMINISTRATION DIVISION	TRANSPORTATION GENERAL FUND
3. Other Services and Charges	$187,175
TOTAL REDUCTION	$187,175

SECTION 5. This ordinance shall repeal Fiscal Ordinance No. 59, 1993.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 635, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 635, 1993 on November 10, 1993. The proposal amends the Revised Code to add certain provisions respecting the Marion County Public Defender Agency. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Curry, for adoption.

Councillor Jimison asked Robert G. Elrod, General Counsel, if the Chief Public Defender's contract has been finalized. Mr. Elrod said that he presumed that it had not been finalized since it had not been brought before the Public Defender Board. Councillor Jimison said that she is concerned that there is insufficient information concerning the contract.

Councillor McClamroch moved that Proposal No. 635, 1993 be amended in Section 3 by deleting the words "and after consultation with the chairperson and secretary" and insert in lieu thereof the words "with the approval." Councillor Dowden seconded the motion, and it passed by majority voice vote.

Councillor Jimison moved that Proposal No. 635, 1993 be returned to committee so as to expedite the completion of the Chief Public Defender's contract and make certain that it is in line with the guidelines of this ordinance. Councillor Williams seconded this motion.

Councillor West said that the Chief Public Defender is to be an employee of the county and the Board will determine the salary. The Board will review the Chief Public Defender annually.

Councillor McClamroch and Dowden both voiced their opposition to send this proposal back to committee since this proposal has nothing to do with the Chief Public Defender's contract.

Councillor Jimison's motion failed by the following roll call vote; viz:

10 YEAS: Boyd, Coughenour, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Short, Williams
17 NAYS: Beadling, Black, Borst, Brents, Curry, Dowden, Franklin, Gilmer, Hinkle, McClamroch, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 635, 1993 was adopted on the following roll call vote; viz:

18 YEAS: Beadling, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West
9 NAYS: Black, Boyd, Golc, Gray, Hinkle, Jimison, Jones, Short, Williams
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 635, 1993 was retitled GENERAL ORDINANCE NO. 151, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 161, 1993

A GENERAL ORDINANCE amending the Revised Code to add certain provisions respecting the Marion County Public Defender Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 286-3(i) of the Revised Code of the Consolidated City and County be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 286-3. Public Defender Board membership and appointment.

(i) The Board shall elect its chairperson and secretary by a majority vote of the Board ~~at its first organizational meeting and~~ at the first meeting of the board in each calendar year ~~thereafter~~.

SECTION 2. Chapter 286-4(4) of the Revised Code of the Consolidated City and County be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 286-4. Powers and duties of the Board.

(4) To employ a chief public defender subject to annual confirmation, after January 1, 1995, by the City-County Council, to serve as the chief administrative officer. Such person ~~who~~ shall be an attorney admitted to the practice of law in the state of Indiana ~~to serve as the chief administrative officer having~~ and shall have at least two (2) years experience in criminal defense. If the name of the incumbent chief public defender is submitted for reconfirmation it shall be submitted before January 30 of the year for which reconfirmation is sought. If the office is vacant or the incumbent is not proposed for reconfirmation, the replacement shall be submitted within forty-five (45) days of the occurrence of the vacancy or the end of the incumbent's term. The board may appoint an acting chief public defender to act during any vacancy or disability of the incumbent, which appointment shall expire upon the earlier of the confirmation of a successor or ninety (90) days after the appointment of the acting chief public defender.

SECTION 3. Chapter 286-5(5) of the Revised Code of the Consolidated City and County be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 286-5. Chief public defender.

(5) hire without consideration of political affiliation, with the approval of the board, staff necessary to perform the services of the agency and supervise and discipline such staff.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL SERVICE DISTRICT COUNCILS

A quorum being present, the President called the Police Special Service District Council and the Fire Special Service District Council to order at 10:24 p.m.

SPECIAL ORDERS - PUBLIC HEARING
POLICE SPECIAL SERVICE DISTRICT

PROPOSAL NO. 445, 1993. The proposal appropriates $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project. Councillor Dowden asked for consent to postpone Proposal No. 445, 1993 until December 13, 1993. Consent was given.

SPECIAL ORDERS - FINAL ADOPTION
POLICE SPECIAL SERVICE DISTRICT

PROPOSAL NO. 618, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 618, 1993 on November 15, 1993. The proposal approves reductions in proposed expenditures since the adoption of the 1993 Police Special Service

District Annual Budget in the amount of $1,454,727. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Jimison, for adoption. Proposal No. 618, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 618, 1993 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1993 and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1993

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1993 (Police Special Service District Fiscal Ordinance No. 1, 1992) by reducing appropriations by One Million Four Hundred Fifty-four Thousand Seven Hundred Twenty-seven Dollars ($1,454,727) in the Police Service District Fund and the Police Pension Fund.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To reflect reductions in proposed expenditures since the adoption of the annual budget, Sections 1 and 2 of the Police Special Service District Annual Budget for 1993, be and is hereby amended by the reductions hereinafter stated.

SECTION 2. The following appropriations are hereby reduced:

DEPARTMENT OF PUBLIC SAFETY	POLICE SPECIAL SERVICE DISTRICT
POLICE DIVISION	POLICE SERVICE DISTRICT FUND
2. Supplies	$193,529
3. Other Services and Charges	369,500
4. Capital Outlay	191,698
TOTAL REDUCTION	$754,727

DEPARTMENT OF PUBLIC SAFETY	
POLICE DIVISION	POLICE PENSION FUND
1. Personal Services	$700,000
TOTAL REDUCTION	$700,000
GRAND TOTAL	$1,454,727

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

FIRE SPECIAL SERVICE DISTRICT

PROPOSAL NO. 619, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 619, 1993 on November 15, 1993. The proposal approves reductions in proposed expenditures since the adoption of the 1993 Fire Special Service District Annual Budget in the amount of $1 million. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 619, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Golc
3 NOT VOTING: Brents, Giffin, Gray
1 NOT PRESENT: Schneider

Proposal No. 619, 1993 was retitled FIRE SPECIAL SERVICE DISTRICT NO. 4, 1993 and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 1993

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 1993 (Fire Special Service District Fiscal Ordinance No. I, 1992) by reducing appropriations by One Million Dollars ($1,000,000) in the Fire Pension Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION I. To reflect reductions in proposed expenditures since the adoption of the annual budget, Section 2 of the Fire Special Service District Annual Budget for 1993, be and is hereby amended by the reductions hereinafter stated.

SECTION 2. The following appropriation is hereby reduced:

DEPARTMENT OF PUBLIC SAFETY	FIRE SPECIAL SERVICE DISTRICT
FIRE DIVISION	FIRE PENSION FUND
I. Personal Services	$1,000,000
TOTAL REDUCTIONS	$1,000,000

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

PROPOSAL NO. 665, 1993. The proposal amends Chapter 102 of the Revised Code concerning the Definitions. Councillor Curry stated that these are technical amendments.

Councillor Short asked why this proposal had to be heard at this meeting. Mr. Elrod explained that there are some errors in Chapter 102 and he wants to correct them before the first of the year.

The President asked for a recorded vote. Proposal No. 665, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Smith, West, Williams
3 NAYS: Gray, Jimison, Short
1 NOT VOTING: Giffin
1 NOT PRESENT: Schneider

Proposal No. 665, 1993 was retitled GENERAL ORDINANCE NO. 162, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 162, 1993

A GENERAL ORDINANCE amending Chapter 102 of the Revised Code concerning the Definitions.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 102-1-11 of the "Revised Code of the Consolidated City and County" be, and is hereby amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 102-1. Application.

Unless otherwise clearly indicated by the context, the terms defined in this Chapter shall have the meanings specified whenever used in this Revised Code.

Sec. 102-~~1~~2. City.

~~The term~~ "~~the c~~City" ~~or "consolidated city" shall be construed as if the words~~ means the "Consolidated City of Indianapolis, Marion County Indiana" ~~followed it~~ and shall extend to and include its several officers, agents and employees.

Sec. 102-~~2~~3. City-county council.

~~Whenever the term~~ "~~c~~City-county council" or "council" ~~is used, it shall~~ means the city-county council of the Consolidated City of Indianapolis, ~~and~~ Marion County, Indiana.

Sec. 102-~~3~~4. City prosecutor.

~~The term~~ "~~c~~City prosecutor" ~~shall~~ means the corporation counsel or ~~his or her designee~~ the person designated as such by the corporation counsel.

Sec. 102-~~4~~5. Clerk.

~~The term~~ "~~c~~Clerk" or "city clerk" ~~shall~~ means the clerk of the city-county council.

Sec. 102-~~5~~6. Code.

~~The term~~ "Code," "Revised Code" or "this Code" ~~shall~~ means the Revised Code of the consolidated city and county; provided that unless clearly indicated otherwise by the context, references to "Code" shall include those provisions of the "Code of Indianapolis and of Marion County" which have not been from time to time repealed or superseded by this Code.

Sec. 102-7. Consolidated City.

"Consolidated City" means (i) The City of Indianapolis, a consolidated city existing pursuant to IC 36-3, when used to refer to the unit of local government and includes the officers, agencies and special service and special taxing districts and (ii) those portions of Marion County, Indiana as identified in Chapter III of this Code which are not within an excluded city when used to refer to the geographic area.

Sec. 102-~~6~~8. County.

~~The term~~ "~~t~~The county" or "this county" shall mean the County of Marion in the State of Indiana.

Sec. 102-9. Independent Municipal Corporation.

"Independent Municipal Corporation" means only those separate municipal corporations whose budgets are subject to review by the city-county council, specifically:

(1) an airport authority operating under IC 8-22-3,

(2) a health and hospital corporation operating under IC 16-22-8,

(3) a public library operating under IC 20-14,

(4) a capital improvements board of managers operating under IC 36-10, and

(5) a public transportation corporation operating under IC 36-9-4.

Sec. 102-~~7~~10. Oath.

~~The word~~ "~~o~~Oath" shall be construed to include an affirmation in all cases in which, by law, and affirmation may be substituted for an oath, and in such cases the words "swear" and "sworn" shall be equivalent to the words "affirm" and "affirmed."

Sec. 102-~~8~~11. Owner.

~~The word~~ "~~o~~Owner," applied to a building or land, shall include any part owner, joint owner, tenant in common, tenant in partnership, joint tenant, or tenant by the entirety, of the whole or of a part of such building or land.

Sec. 102-~~9~~12. Person.

~~The word~~ "~~p~~Person" ~~shall~~ means and includes and shall be applied to associations, clubs, societies, firms, partnerships and bodies politic and corporate as well as the individuals.

Sec. 102-~~10~~13. Personal property.

"Personal property" means and includes every species of property except real property.

Sec. 102-~~11~~14. State.

~~The term~~ "~~t~~The state" or "this state" ~~shall be construed to~~ means the State of Indiana.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Beadling stated that she would like to commend the CrimeWatch of Harrison Park in Lawrence in apprehending a burglar who had broken into numerous homes.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:31 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 22nd day of November, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA

REGULAR MEETINGS
MONDAY, DECEMBER 13, 1993

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, December 13, 1993, with Councillor SerVaas presiding.

Councillor SerVaas led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 ABSENT: Beadling

A quorum of twenty-eight members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, December 13, 1993.

Respectfully,
s/Beurt SerVaas
Beurt SerVaas, President
City-County Council

November 29, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, December 2, 1993 , a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 645, 646, 648, 649, 650, 651, 652, 653, and No. 673, 1993, to be held on Monday, December 13, 1993, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

November 29, 1993

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, December 2, 1993, a copy of a LEGAL NOTICE on General Ordinance No. 156, 1993.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 11O, 1993 - transferring and appropriating $24,900 for the Marion County Public Defender Agency to pay public defender salaries for the Marion County Drug Court

FISCAL ORDINANCE NO. 111, 1993 - authorizing tax anticipation borrowing for the City during the period from January 1, 1994 through December 31, 1994

FISCAL ORDINANCE NO. 112, 1993 - authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1994 through December 31, 1994

FISCAL ORDINANCE NO. 113, 1993 - appropriating $7,463 for the Superior Court, Criminal Division, Room 3, to cover overtime expenses due to jury trials and reducing the appropriations of certain other courts

FISCAL ORDINANCE NO. 114, 1993 - transferring and appropriating $165,500 for the Sheriff to pay for inmate housing at the Riverside Community Corrections facility from October 15 through December 31, 1993

FISCAL ORDINANCE NO. 115, 1993 - transferring and appropriating $6,800 for the Superior Court, Criminal Division, Room Five, to cover staff salaries through December 31, 1993

FISCAL ORDINANCE NO. 116, 1993 - transferring and appropriating $24,000 for the County Coroner to pay contractual expenses

GENERAL ORDINANCE NO. 163, 1993 - amending the Revised Code dealing with the organization of the Departments of Public Works and Transportation

GENERAL ORDINANCE NO. 164, 1993 - creating a Court Violations Bureau administrative fee and fund

GENERAL ORDINANCE NO. 165, 1993 - revising the enforcement procedures for civil zoning violations in order to comply with state statute, by making certain violations subject to admission and payment through the Ordinance Violations Bureau, in lieu of citations with increasing fine amounts

GENERAL ORDINANCE NO. 166, 1993 - amending the Code by authorizing the county to contract with the sheriff for salary compensation in lieu of collection fees and by repealing Sec. 2-21 of the Code

SPECIAL ORDINANCE NO. 15, 1993 - approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Calderon Development Company Project) in an aggregate principal amount not to exceed $1,250,000

SPECIAL ORDINANCE NO. 16, 1993 - approving the issuance of City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1993A (The Meadows Section 8 Assisted Project) in the aggregate principal amount not to exceed $3,900,000 and City of Indianapolis, Indiana Taxable Economic Development Revenue Bonds, Series 1993B (The Meadows Section 8 Assisted Project), in the aggregate principal amount not to exceed $100,000

SPECIAL ORDINANCE NO. 17, 1993 - authorizing the amendment of documents relating to the previously issued $8,100,000 City of Indianapolis, Indiana Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985

SPECIAL ORDINANCE NO. 18, 1993 - authorizing the amendment of documents relating to the previously issued $4,350,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) dated as of April 1, 1985

SPECIAL ORDINANCE NO. 19, 1993 authorizing the issuance and sale to the Indianapolis Local Public Improvement Bond Bank of the Park District Note, for the purpose of procuring funds to refund a certain obligation of the Park District in an amount not to exceed $3,500,000 (Brookville/Senour Economic Development Area)

SPECIAL RESOLUTION NO. 87, 1993 - recognizing the 1993 state football champion Roncalli High School Rebels

SPECIAL RESOLUTION NO. 88, 1993 - recognizing the service of Robert A. O'Neal

SPECIAL RESOLUTION NO. 89, 1993 - recognizing Rupert Daily's 48 years of service to the City of Indianapolis

SPECIAL RESOLUTION NO. 90, 1993 - extending condolences to the family and friends of LaShunda Davis and seeking to create meaning to an otherwise senseless act of shooting violence

SPECIAL RESOLUTION NO. 91, 1993 - commending the Indianapolis Police Department for their quick action in the LaShunda Davis killing, commending citizens for their role, and encouraging all citizens to "tell" when their communities are being threatened or damaged

SPECIAL RESOLUTION NO. 92, 1993 - authorizing the lease of space for the Family Advocacy Center located at 233 McCrea Street

SPECIAL RESOLUTION NO. 93, 1993 - amending S.R. 72, 1990, as amended, by extending the expiration date on the Inducement Resolution for Homeward Partners, Inc. through February 28, 1994

SPECIAL RESOLUTION NO. 94, 1993 - amending S.R. 84, 1990, as amended, by extending the expiration date on the Inducement Resolution for Meadows Revival, Inc. through June 30, 1994

SPECIAL RESOLUTION NO. 95, 1993 - amending S.R. 39, 1992, as amended, by extending the expiration date on the Inducement Resolution for Herff Jones, Inc. through June 30, 1994

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of November 22, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 697, 1993. This proposal, sponsored by Councillors Coughenour and Mullin, recognizes the 1993 state football champion Roncalli High School Rebels. Councillor Coughenour read the resolution and presented a copy of the document to Coach Bruce Scifres, who expressed appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor Mullin, for adoption. Proposal No. 697, 1993 was adopted by unanimous voice vote.

Proposal No. 697, 1993 was retitled SPECIAL RESOLUTION NO. 87, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 87, 1993

A SPECIAL RESOLUTION recognizing the 1993 state football champion Roncalli High School Rebels.

WHEREAS, 1993 was an especially good football season for the Roncalli Rebels; and

WHEREAS, the Rebels earned a perfect 14-0 season, handed seven other teams their first defeat of the year, and won the Class 3A state championship title in an exciting 14-12 win over formerly undefeated North Wood; and

WHEREAS, Roncalli's Mike Bohn broke the state record in rushing, his 38 touchdowns for 228 points was the highest in Indiana this season, and his 3,165 yards rushing was the highest in the nation in 1993; and

WHEREAS, everyone associated with Roncalli can be proud of this accomplishment; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes with pride the 1993 Class 3A state champions, Indianapolis' Roncalli Rebels.

SECTION 2. The Council extends a special recognition to the graduating seniors on the team: Jack Holloran, Mike Tinder, Brent Carver, Joe Spitznagel, David Lauck, Mike Bohn, Craig Cothron, Christian Gaskill, Packy Meehan, Jason Jaffe, Greg Hurrle, Andy Roell, Joe Shelburn, Mike Walsh, Brad Bell, Brian Montgomery, Jason Simmons, Jason Hasty, Jim Cissell and Doug Rechtin; and to Head Coach Bruce Scifres, and Assistant Coaches Bob Tully, Tim Puntarelli, Steve Stirn, Jeff Palmer, Dan Hyde and Scott Stewart.

SECTION 3. Coach Scifres reminds Indiana that there are 43 underclassmen on this team who have experienced the taste of victory!

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 698, 1993. This proposal, sponsored by Councillors Shambaugh and Golc recognizes the service of Robert A. O'Neal. Councillor Shambaugh read the resolution and presented a copy of the document to Mr. O'Neal, who expressed appreciation for the recognition. Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 698, 1993 was adopted by unanimous voice vote.

Proposal No. 698, 1993 was retitled SPECIAL RESOLUTION NO. 88, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 88, 1993

A SPECIAL RESOLUTION recognizing the service of Robert A. O'Neal.

WHEREAS, Robert A. O'Neal was appointed by the County Commissioners to the Marion County Board of Review for successive one-year terms from January 1, 1986 through the end of 1993; and

WHEREAS, the Board of Review hears all appeals of property tax assessments and taxable status of property in Marion County; and

WHEREAS, Mr. O'Neal is "Mr. Law Enforcement," having been Speedway Police Commissioner, Marion County Sheriff, Superintendent of the Indiana State Police under Governors Gates, Schricker and Branigin, a United States Marshal, Safety Director of the Indianapolis Motor Speedway, and is the son of a 38-year Indianapolis Police Department veteran; and

WHEREAS, O'Neal is also "Mr. Speedway," having been the leader of a committee to build the first baseball diamonds at Leonard Park, a youth baseball coach, Treasurer of Speedway's 50th Anniversary Committee in 1976, Chairman of St. Christopher Parish's 50th Anniversary, and Secretary of the School Building Corporation which sold and paid off the bonds for the present high school; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the dedicated service of Robert A. O'Neal as a member of the Marion County Board of Review from 1986 through 1993.

SECTION 2. Government functions well because solid citizens such as Mr. O'Neal are willing to volunteer their time to serve on impartial boards and commissions.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 699, 1993. This proposal, sponsored by Councillor O'Dell, recognizes Rupert Daily's 48 years of service to the City of Indianapolis. Councillor O'Dell read the resolution and presented a copy of the document to Mr. Daily, who expressed appreciation for the recognition. Councillor O'Dell moved, seconded by Councillor Coughenour, for adoption. Proposal No. 699, 1993 was adopted by unanimous voice vote.

Proposal No. 699, 1993 was retitled SPECIAL RESOLUTION NO. 89, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 89, 1993

A SPECIAL RESOLUTION recognizing Rupert Daily's 48 years of service to the City of Indianapolis.

WHEREAS, Rupert Daily is a native of Indianapolis, graduated from Arsenal Technical High School, and served in the United States Army Air Corps; and

WHEREAS, on October 2, 1945, Mr. Daily went to work for the city when Robert H. Tyndall was Mayor, Paul V. Brown was Director of Parks and Recreation, and a year before the current Mayor Stephen Goldsmith was born; and

WHEREAS, Mr. Daily is a living witness to the many changes to the city's parks and recreation during the past 48 years; and

WHEREAS, he has been affectionately known as "The Man Behind the Camera" at the Parks Department; and

WHEREAS, on December 17, 1993, Mr. Daily will cover his Parks Department camera lens for the last time; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the 48 years of outstanding service that Mr. Rupert Daily has given to the people of Indianapolis.

SECTION 2. The Council wishes Rupert the best of health and happiness as he shares his retirement years with his beloved wife Lillian, their four children, and his Army Air Corps buddies for many years to come.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 700, 1993. This proposal, sponsored by Councillors Boyd, Brents, Franklin, Gray, Jimison, and Jones, extends condolences to the family and friends of LaShunda Davis and seeks to create meaning to an otherwise senseless act of shooting violence. Councillor Boyd read the resolution and presented a copy of the document to LaShunda's mother, Georgia Swan, who expressed appreciation for the resolution. Councillor Boyd moved, seconded by Councillor Brents, for adoption. Proposal No. 700, 1993 was adopted by unanimous voice vote.

Proposal No. 700, 1993 was retitled SPECIAL RESOLUTION NO. 90, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 90, 1993

A SPECIAL RESOLUTION extending condolences to the family and friends of LaShunda Davis and seeking to create meaning to an otherwise senseless act of shooting violence.

WHEREAS, on Monday evening, October 25, 1993, in the apartment complex known as Blackburn Terrace, sixteen year old LaShunda Davis became the victim of a fatal, unprovoked and senseless violent shooting; and

WHEREAS, murder occurring at any age is regrettable but is particular saddening when inflicted on children who have had little time to dream, hope and achieve; and

WHEREAS, in recent years there has been a significant increase in the number of persons falling victim to deliberate drive-by shootings as well as incidental and gang related cross fire; and

WHEREAS, though the closeness of living within the urban setting and the interrelatedness of its activities does not allow for total separation and insulation of one Indianapolis community from others, it is now apparent that such shootings are particularly damaging within the African-American community; and

WHEREAS, the increasing frequency of such acts of violence should not allow us to become more callous and less sensitive to their impact on personal, family and community life, nor allow us to become more accepting of living in an atmosphere of fear and intimidation with self-imposed restrictions on movement, speech and association; and

WHEREAS, apprehension about being safe in your home community is antithetical to living in the democratic state; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the citizens of Indianapolis, acting through their elected City-County Council, extend condolences to the family, friends and schoolmates of LaShunda Davis.

SECTION 2. That we hereby resolve to earnestly seek meaning to the violent death of LaShunda Davis and others who have died similarly in this community and try to create positive purpose to an otherwise senseless shooting and disregard for human life.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 701, 1993. This proposal, sponsored by Councillor Boyd, commends the Indianapolis Police Department for their quick action in the LaShunda Davis killing, commends citizens for their role, and encourags all citizens to "tell" when their communities are being threatened or damaged. Councillor Boyd read the resolution and presented a copy of the document to Chief James D. Toler, who expressed appreciation for the recognition. Councillor Boyd moved, seconded by Councillor Jones, for adoption. Proposal No. 701, 1993 was adopted by unanimous voice vote.

Proposal No. 701, 1993 was retitled SPECIAL RESOLUTION NO. 91, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 91, 1993

A SPECIAL RESOLUTION commending the Indianapolis Police Department for their quick action in the LaShunda Davis killing, commending citizens for their role, and encouraging all citizens to "tell" when their communities are being threatened or damaged.

WHEREAS, on Monday evening, October 25, 1993, in the apartment complex known as Blackburn Terrace, sixteen year old LaShunda Davis became the victim of a fatal, unprovoked and senseless violent shooting; and

WHEREAS, by their very nature such shootings are most often done without clear motive thus generally making them difficult to track and solve; and

WHEREAS, the quick arrests made in the Davis case were largely the result of concerned and courageous citizens coming forward to tell authorities what they know about the shooting; and

WHEREAS, for those who would inflict bodily harm and property damage, such quick response based upon citizen vigilance and input is a strong inhibiting influence; and

WHEREAS, the surveillance strength and the eyes of the Police Department are increased in direct proportion to the number of citizens who are willing to tell what they know about criminal activity; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the continuing high performance and continuing positive contributions of all members of the Indianapolis Police Department to the public safety of all persons in the Indianapolis community.

SECTION 2. Particular recognition is made and thanks is given to Police Chief James L. Toler and all of the IPD Officers who worked on this case for their persevering, concentrated and successful efforts in very quickly identifying and apprehending the prime suspects.

SECTION 3. The citizens of Indianapolis, acting through their elected Council, applaud the effective cooperative efforts of police and community, commend especially residents and others in the Blackburn Terrace area for telling what they knew, and encourage all citizens to step forward and tell when they become aware of actual or potential illegal and damaging activity in their communities.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Short asked for consent to hear Proposal Nos. 450 and 664, 1993 after the Introduction of Proposals. Consent was given.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 682, 199. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating the Revenue Enhancement Division of the Office of the City Controller"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 683, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by increasing the number of directors of the City Market Corporation from nine to ten"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 684, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving an amendment to the lease between the City, by and through its Department of Administration, and the City Market Corporation"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 685, 1993. Introduced by Councillors Dowden and Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of office space by the Auditor's Office on behalf of Marion County for incarceration of prisoners"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 686, 1993. Introduced by Councillors Dowden and Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating $67,375 for the Prosecuting Attorney to cover the salary of the Executive Director of the Family Advocacy Center funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 687, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to provide for the use of automated ordinance violation citations"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 688, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Hickory Park subdivision (District 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 689, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Country Place subdivision (District 25)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 690, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for the Maple Creek subdivision (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 691, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for Lappin Way subdivision (District 12)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 692, 1993. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls for various locations in the Butler-Tarkington neighborhood (Districts 6, 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 693, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing changes in parking restrictions for various segments of 22nd Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 694, 1993. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions on Harris Street from Washington Street to Vandalia Avenue (District 17)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 695, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by deleting the No Left Turn on College Avenue onto 14th Street (westbound) (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 696, 1993. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code, approving uniform fees established by the MAGIS Board on behalf of the Department of Public Works for inspection or copies of any portion of the IMAGIS Land Base Map and establishing a dedicated Electronic Map Generation Fund"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 702, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ray Battey to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 703, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ruby Miller to the

City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 704, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing C. Richard Petticrew to the Indianapolis Economic Development Commission"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 705, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Jack H. Hall, M.D. to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 706, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 707, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 708, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Diana Wilson Hall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 709, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Charles E. Kendall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 710, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Rudy Hightower to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 711, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Elliott Nelson to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 712, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Tony A. Buford to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 713, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Holley Holmes to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 714, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Arno Haupt to the Board of Capital Asset Management"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 715, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Howard Howe to the Board of Capital Asset Management"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 716, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION conforming terms of appointments to the Public Defender Board to comply with amendments to the current ordinance"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 664, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 664, 1993 on November 29, 1993. This proposal authorizes the lease of space for the Family Advocacy Center located at 233 McCrea Street. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Short, for adoption. Proposal No. 664, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
3 NOT VOTING: Franklin, Ruhmkorff, Schneider
1 NOT PRESENT: Beadling

Proposal No. 664, 1993 was retitled SPECIAL RESOLUTION NO. 92, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 92, 1993

A SPECIAL RESOLUTION determining that the lease of space is needed for the investigation and prosecution of family violence and other related offices for the Family Advocacy Center located at 233 McCrea Street, Indianapolis, Indiana 46225.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The Marion County Prosecutor's Office desires Marion County to lease space for the Family Advocacy Center and other related offices located at 233 McCrea Street, Indianapolis, Indiana 46225.

SECTION 2. The property is owned by One Jackson Place Associates, General Partners, Robert A. Borns, Sandra S. Borns, and NBD Bank as Trustee of Trust 211251.

SECTION 3. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the need for space and hereby determines that the lease of space for the use of the Family Advocacy Center is necessary.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 450, 1993. Councillors Coughenour and Gilmer reported that the Public Works and Transportation Committees heard Proposal No. 450, 1993 on December 7, 1993. The proposal amends the Revised Code dealing with the organization of the Departments of Public Works and Transportation. By a 4-1-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer stated that City Legal has assured the Public Works and Transportation Committees of the legality of this proposal. Mr. Gilmer called E. Mitchell Roob, Jr., Director of the Department Transportation (DOT), and Michael Stayton, Director of the Department Public Works (DPW), to address the Council's questions.

Councillor Moriarty asked both of the directors if there would be layoffs in DOT and DPW. Mr. Stayton stated that he had affirmed this issue with the union officials involved. He said that the departments are trying to improve the quality of service for the same budgeted funds. He stated that DOT and DPW do not need to reduce the work force in order to become more efficient.

Councillor Moriarty expressed concern about transfers and future pay levels. Mr. Stayton stated that he has addressed three seniority lists with the union officials. One will be the current DOT list; the second will be a Sewer Maintenance seniority list; and the third list will involve the merger of DPW and DOT employees. Mr. Roob said there will be no difference in pay levels with this proposal.

Councillor Black asked about the number of employees in DOT and DPW. Mr. Stayton stated that prior to this proposal there are 811 positions budgeted in DPW for 1994. Mr. Roob stated that DOT has 320 employees.

Councillor Black stated that he understood that this proposal would affect approximately 300 employees. Mr. Roob stated that 233 employees from DOT's Street Maintenance would combine with DPW's 170 Sewer Maintenance employees. DPW will then consist of 403 employees. Forty-eight engineers from DPW's Asset Management Division will transfer and combine with DOT's engineers.

Councillor Black expressed concern about DPW employees losing jobs during this reorganization.

Mr. Roob stated that there will be no jobs lost as a result of Proposal No. 450, 1993 in DPW and DOT. Mr. Roob stated that the employees Councillor Black is referring to work in DPW's Advanced Waste Treatment (AWT), Solid Waste Division and the Environmental Resource Management areas and will not be affected by this proposal.

Councillor Williams stated that in her opinion the DPW employees have not been dealt with properly in terms of seniority during the privatization of the AWT plant nor with respect to this proposal that reorganizes DPW and DOT.

Councillor Coughenour explained that there has been a promise by the City to help AWT employees find jobs at the same salary level. The promise also included keeping jobs and seniority levels at DPW and DOT.

The President stated that he had asked Robert Elrod, General Counsel to the Council, to investigate the dispute between the local chapters of the American Federation of State, County and Municipal Employees (AFSCME). Mr. Elrod stated that he has reviewed documents and correspondence between the City and the union on this matter. The union raised two issues. The first issue deals with whether or not the City will violate any contract with the union in passing this ordinance. The executive branch cannot bind the City-County Council legally in any way to keep it from exercising its authority to reorganize departments. The second issue deals with the respective rights and seniority levels of the union employees. There is an agreement between the City and AFSCME's State Council #62 of Indiana and not with the union's locals who have raised the issues. The administration has agreed to protect the rights and seniority of the employees involved.

The President asked Oliver Webb, representative of AFSCME, to give his opinion of the proposal at this time. Mr. Webb said that negotiating issues between the union, DPW and DOT change everyday. He said that union employees who interviewed for AWT jobs recently were asked to sign a job release form and could not have union representation in the job interviews.

Councillor West moved, seconded by Councillor Coughenour, for adoption.

Proposal No. 450, 1993 was adopted on the following roll call vote; viz:

17 YEAS: Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, McClamroch, Mullin, O'Dell, Rhodes, SerVaas, Shambaugh, Smith, Schneider, West
11 NAYS: Black, Borst, Boyd, Golc, Gray, Jimison, Jones, Moriarty, Ruhmkorff, Short, Williams
0 NOT VOTING:
1 NOT PRESENT: Beadling

Proposal No. 450, 1993 was retitled GENERAL ORDINANCE NO. 163, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 163, 1993

A GENERAL ORDINANCE amending the sections of the Revised Code dealing with the organization of the Department of Public Works and the Department of Transportation.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 261 of the Revised Code of the Consolidated City and County, Indiana is hereby amended by inserting the language underlined and deleting the language stricken-through to read as follows:

CHAPTER 261. DEPARTMENT OF PUBLIC WORKS
ARTICLE I. DEPARTMENT ESTABLISHED

Sec. 261-1. Department established.

[Created]. There is hereby established a department of public works for the consolidated city pursuant to ~~IC 36-3-5-4 subject to~~ IC 36-3-4-23.

Sec. 261-2. Duties, powers.

It shall be the duty of department of public works to ensure the environmental safety of the consolidated city in the areas of stormwater and wastewater management, solid waste management, and environmental resources management, to maintain public streets and ways, including snow removal, and to implement the programs and policies, as appropriate, for maintenance operations. The department shall exercise powers granted by this ~~article~~ chapter and any additional powers granted by statute or ordinance or delegated by the mayor. ~~The department of public works shall exercise all powers prescribed by law for it as of August 31, 1983, subject to IC 36-3-4-23.~~

ARTICLE II. ORGANIZATION

Sec. 261-11. Director, duties.

The director of the department of public works shall be appointed by the mayor subject to the approval of the city-county council as required by IC 36-3-5-2 to serve at the pleasure of the mayor for a term ending December 31 of the year the appointment is effective and until a successor is appointed and qualifies.

Sec. 261-12. Duties of director.

The director shall:

(1) Manage the wastewater management, solid waste management, and environmental resources management divisions within the department, provide policy direction and develop strategic management and capital improvement plans;

(2) Manage the maintenance operations division and provide policy direction;

(~~2~~3) Oversee the daily operation of the department;

(~~3~~4) Prepare and submit the department's budget to the fiscal officer as required by IC 36-3-6-4(b)(1);

(~~4~~5) Appoint division administrators, assistant division administrators and an executive officer subject to the approval of the mayor as provided in IC 36-3-5-5;

(~~5~~6) Approve the hiring and dismissal of the personnel of the department subject to the limitations prescribed by law and rules adopted by the mayor as provided in IC 36-3-5-5;

(~~6~~7) Provide administrative support to the department;

(~~7~~8) Delegate to the personnel employed in the department authority to act in the director's behalf as provided in IC 36-3-5-5(c);

(~~8~~9) Execute contracts on behalf of the department subject to the powers of the mayor and the board of public works;

(~~9~~10) Provide for the management of surplus real property acquired by the city due to nonpayment of taxes or any other reason and for the disposal of such property pursuant to IC 36-1-11; and

(11) Exercise all powers formerly granted to the director of the department of public works not transferred to the department of capital asset management pursuant to IC 36-3-4-23;

(~~10~~12) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 261-13. Divisions.

The department of public works shall be composed of the following divisions:

(1) ~~Stormwater and~~ Wastewater Management Division.

(2) Solid Waste Management Division.

(3) Environmental Resources Management Division.

(4) Maintenance Operations Division.

Sec. 261-21. Board of public works established.

There is hereby established a board of public works pursuant to ~~IC 36-3-5-6 and~~ IC 36-3-4-23.

Sec. 261-22. Members.

The board of public works shall be composed of five (5) members; the department director, who serves as presiding officer of the board; two (2) members appointed by the mayor and two (2) members appointed by the city-county council. Each appointed member shall serve a one-year term and until such member's successor is appointed and qualified, but serves at the pleasure of the appointing authority. In the event of a vacancy prior to the expiration of a term, the appointing authority shall appoint a member for the remainder of the unexpired term.

Sec. 261-23. Meetings.

(a) Meetings. The board shall hold regular meetings at least once a month, at times and places prescribed by its rules or established by resolution. No notice to members is required for holding or taking any action at a regular meeting. A special meeting of the board may be called by presiding officer or by two-fifths of the members, at any place in the county designated in the call. Each member shall be notified of the time and place of such a meeting by written notice which must be delivered, mailed or sent by telegram so that each member has at least seventy-two (72) hours' notice of the meeting. The notice requirements may be waived as to a member if such member attends the meeting or executes a written waiver of notice. The waiver may be executed either before or after the meeting, but if executed after, it must state in general terms the purpose of the meeting.

(b) Board action. A majority of all members of the board constitutes a quorum. A majority vote of all board members is required to pass a resolution.

Sec. 261-24. Powers.

The board of public works shall have the following powers:

(1) To review all budgets prepared by the department and recommend to the city-county council any revisions the board feels desirable;

(2) To hold any hearings to be held following public notice and make findings and determinations required by applicable law;

(3) To approve the award and amendment of contracts let by the department for the purchase or lease of capital equipment or other property where the contract is required to be bid under IC 36-1-9;

(4) To approve the award and amendment of public construction contracts let by the department which are required to be bid under IC 36-1-12;

(5) To approve the acquisition of and leases for real estate by the department;

(6) To approve the employment of persons engaged by the department by contract to render professional or consulting services;

(7) To approve the disposal of property by the department as specified in IC 36-1-11;

(8) To exercise ~~flood control power as described in IC 36-9-29.1, drainage power as described in IC 36-9-27; and~~ waste collection and disposal powers as described in IC 36-9-31;

~~(9) To authorize abutments as stated in section 7-2 of the Code of Indianapolis and Marion County, Indiana;~~

(~~10~~9) To exercise the powers given to the board in Chapters ~~10½,~~ 17½, 19 and ~~27~~ 671, Articles I, III, IV and VI, of the Code of Indianapolis and Marion County, Indiana;

(10) To exercise all powers not specifically stated herein formerly granted to the board of public works and not transferred to the board of capital asset management according to IC 36-3-4-23;

(11) To contract with any individual or corporation for supplying the city with gas, water, steam, power, heat or electricity, but any such contract shall be submitted to the city-county council for approval. No such contract shall be for a term of longer than twenty-five (25) years. This power shall not interfere with the exclusive power of the board of transportation to enter into contracts for the lighting of public streets pursuant to Chapter 271;

(12) Any other powers granted by statute or ordinance or delegated by the mayor.

Sec. 261-25. Promulgation of rules and regulations.

(a) Notice of hearing. Before any rule, regulation or standard is adopted by the board of public works as authorized by this Code, it shall use the procedures in this section unless otherwise provided for by state law. The board shall cause a notice to be published in a newspaper of general circulation printed and published in the county at least ten (10) days prior to the date set for a hearing. The notice shall include a statement of the time and place of the hearing, a reference to the subject matter of the proposed rule or regulation and reference to the fact that a copy of the proposed rule or regulation is on file in the office of the department of public works and in the office of the city clerk where it may be examined; however, no rule or regulation shall be invalid because the reference to the subject matter thereof in such notice is inadequate or insufficient.

(b) Filing of proposal. At least five (5) copies of a proposed rule or regulation shall be on file in the office of the department of public works and in the office of the city clerk from the date of publication of the notice required by subsection (a) continuously to the time of the hearing. Any interested persons shall be given an adequate opportunity to examine a copy of the proposed rule or regulation. The city clerk shall furnish to each member of the city-county council a copy of each proposed rule or regulation filed in the office of the city clerk.

(c) Hearing. On the date set for a hearing on a proposed rule or regulation, any interested party shall be afforded an adequate opportunity to participate in the formulation of the proposed rule or regulation through the presentation of facts or arguments or the submission of written data or facts. All relevant matters presented shall be given full consideration by the board of public works. All hearings conducted by the board of public works shall be open to the public. Any person may appear and testify at a hearing, either in person or by a duly authorized representative or attorney.

(d) Publication of adopted rules and regulations and review by the city-county council. At the conclusion of a public hearing held pursuant to this section, the board of public works may adopt such rules and regulations or may provide for the continuation of the hearing as the board may deem appropriate, which further hearing may be held without the requirement of publication notice.

After adoption of such rules and regulation, the secretary of the board shall file a copy of the same with the clerk of the city-county council. The board shall publish a notice once a week for two (2) consecutive weeks after each board meeting at which rules and regulations were adopted, that the board of public works has adopted certain rules and regulations, giving the number of the same and the general title thereof and stating that copies are available for examination in the office of the department of public works and the office of the city clerk. The rules and regulations shall not become effective or enforceable until thirty (30) days after the date upon which the regulations are filed with the clerk. During such thirty (30) day period, the city-county council may further stay, up to a maximum of ninety (90) days, the taking effect of such rules and regulations for review by the city-county council or for legislation by the city-county council within the subject matter of the rules and regulations or may by resolution or ordinance disapprove or reject such rules or regulations, in which latter case the action of the board of public works in adopting such rules and regulations shall be of no effect. After complying with the requirements for publication, and if the city-county council has not stayed the taking effect of such rules and regulations or disapproved or rejected them, such rules and regulations as are adopted by the board shall become effective.

(e) Alteration of existing rules or regulations. In case the board of public works desires to repeal, rescind or amend any rule or regulation, the same procedures shall be followed as are provided in this section for the promulgation of rules or regulations.

(f) Enforcement of rules and regulations promulgated under this section. A violation of any rule or regulation promulgated under this section constitutes a municipal violation. Any person convicted of violating

any rule or regulation promulgated under this section shall be subject to the general penalty provisions contained in section 101-3 of this Code.

ARTICLE III. DIVISIONS

Sec. 261-10I. ~~Stormwater and~~ Wastewater Management Division.

The ~~stormwater and~~ wastewater management division shall:

(1) Provide for the treatment of ~~Treat~~ wastewater;

(2) Provide for the design, construction, operation and ~~maintain~~ maintenance of wastewater ~~collection and~~ treatment facilities;

(3) Provide for the billing and collection of sewer service accounts;

~~(4) Approve plans and issue permits for sewer construction and connection as required in Chapter 27 of the Code of Indianapolis and Marion County, Indiana;~~

~~(5) Provide engineering services to the department;~~

~~(6) Be responsible for flood control projects within the flood control district;~~

~~(7) Approve, design, construct and maintain drains, ditches, rivers, creeks and other watercourses as provided by law;~~

~~(8) Approve, design, construct and maintain levees throughout the flood control district as provided by law;~~

~~(9) Maintain Eagle Creek Dam and regulate the water level of the Eagle Creek Reservoir;~~

~~(10) Approve plans and issue permits as provided in Chapter 10 1/2 of the Code of Indianapolis and Marion County, Indiana;~~

~~(11) Design, construct, operate and maintain the stormwater collection system except as provided by law;~~

~~(12) Measure wastewater flows in sewers and locate sources of clear water entering sanitary sewers; and~~

(~~13~~4) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 261-20I. Solid Waste Management Division.

The solid waste management division shall:

(1) Provide for collection and disposal of residential solid waste in the Solid Waste Collection and Disposal Service Districts;

(2) Ticket, tow and dispose of abandoned vehicles in the consolidated city, except to the extent the department of public safety disposes of vehicles impounded and stored by the Indianapolis Police Department and subject to disposal as abandoned vehicles pursuant to Chapter 29 of the Code of Indianapolis and Marion County, Indiana;

(3) Facilitate solid waste reduction programs;

(4) Be responsible for weed abatement on public and private property within the consolidated city other than that for which the township trustee is responsible;

(5) Facilitate ordinance enforcement related to solid waste management;

(6) Provide for disposal of dead animal bodies and body parts as provided for in Chapter 6 of the Code of Indianapolis and Marion County;

(7) Be responsible for solid waste management activities as provided by law; and

(8) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 261-301. Environmental Resources Management Division.

The environmental resources management division shall:

(1) Provide management and support to the department in the areas of environmental policy and planning for air, water and land pollution control;

(2) Perform pollution control programs and services to improve the environmental quality in the consolidated city with regard to groundwater, surface water and hazardous waste;

(3) Approve plans and issue permits for, and otherwise monitor and regulate, industrial, commercial, and any other non-domestic discharges into the sewer system, as described in Chapter 27 of the Code of Indianapolis and Marion County, Indiana;

(4) Monitor and regulate septage hauling;

(5) Respond to hazardous waste spills and other emergencies which threaten contamination of sewers, groundwater, or surface water;

(6) Provide engineering and technical services to other divisions as necessary;

(7) Carry out strategies to achieve and maintain acceptable air purity in the county as provided in Chapter 4 of the Code of Indianapolis and Marion County, Indiana;

(8) Provide training and safety, including but not limited to hazardous material safety and operational training and safety; and

(9) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 261-401 Maintenance Operations Division. The operations division shall:

(1) Maintain drains, ditches, rivers, creeks and other watercourses as provided by law;

(2) Maintain levees throughout the flood control district as provided by law;

(3) Maintain Eagle Creek Dam and regulate the water level of the Eagle Creek Reservoir;

(4) Maintain the stormwater and wastewater collection systems as provided by law;

(5) Implement and manage department infrastructure maintenance projects, including maintenance of streets and traffic control devices and snow removal;

(6) Develop, implement and manage department reactive service and emergency programs;

(7) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor; and

(8) Develop public works maintenance improvement plans and implement and manage other maintenance services as may be agreed with other departments.

SECTION 2. Chapter 271 of the Revised Code of the Consolidated City and County, Indiana is hereby amended by inserting the language underlined and deleting the language stricken-through to read as follows:

CHAPTER 271. DEPARTMENT OF CAPITAL ASSET MANAGEMENT ~~TRANSPORTATION~~
ARTICLE I. DEPARTMENT ESTABLISHED

Sec. 271-1. Department established.

There is hereby established a department of capital asset management ~~transportation~~ for the consolidated city pursuant to ~~IC 36-3-5-4, subject to~~ IC 36-3-4-23.

Sec. 271-2. Duties, powers.

It shall be the responsibility of the department of capital asset management ~~transportation~~ to plan, budget, design, finance, and construct~~, maintain and operate~~ roads, streets, bridges and other public ways, sanitary and stormwater systems, drains, levees, flood control projects and other public infrastructure; plan mass transportation systems, develop preventive maintenance criteria and grant and withhold permits or other rights for the use of transportation rights-of-way or for connection with the stormwater or wastewater systems within the consolidated city. The department shall exercise powers granted by this article and any additional powers granted by statute or ordinance or delegated by the mayor. ~~The department shall have all powers and duties prescribed by law for it as of August 31, 1983, subject to IC 36-3-4-23, conferred by IC 36-9-6.5, or other Statutes or ordinances or delegated by the mayor.~~

Sec. 271-3. Office of quality control.

(a) The office of quality control shall be a separate and independent office reporting directly to the director.

(b) The office of quality control shall provide support to both the department of public works and the department of capital asset management as follows:

(1) Establish quality and compliance standards for all work done either by the department, other governmental entities, utilities, or by private contractors either in or upon the right-of-way.

(2) Oversee department quality control programs, including programs for inspections for compliance with standards and specifications for materials and workmanship on all new street construction, reconstruction, resurfacing, and curb and sidewalk programs, programs for placement and operation of traffic control devices, signs, signals, pavement markings, and symbols.

(3) Develop, implement and enforce, as authorized, the standards and specifications governing excavations in the public right-of-way.

(4) Implement all programs related to requirements for ensuring compliance with departmental standards for construction, maintenance, repair, and all other work performed by the department, other governmental entities, utilities, or private contractors, in or upon the right-of-way.

(5) Inspect all work performed in or upon the right-of-way, either by the department, other governmental entities, utilities or private contractors, noting noncompliance with departmental standards, and making recommendations to ensure compliance with such standards.

(6) Implement programs designed to ensure compliance with departmental standards and specifications by the department, other governmental entities, utilities, and private contractors.

Secs. 271-4 - 271-10. Reserved.

ARTICLE II. ORGANIZATION

Sec. 271-11. Director.

The director of the department of capital asset management ~~transportation~~ shall be appointed by the mayor subject to the approval of the city-county council as required by IC 36-3-5-2 to serve at the pleasure of the mayor for a term ending December 31 of the year the appointment is effective and until a successor is appointed and qualifies.

Sec. 271-12. Power and duties.

The director of the department ~~of transportation~~ capital asset management shall:

(1) Manage the divisions within the department, provide policy direction, develop strategic management and develop capital improvement plans~~.~~;

(2) Establish capital improvement plans;

(3) Coordinate funding and resource levels for all public infrastructure;

(~~2~~4) Oversee the daily operations of the department;

(~~3~~5) Prepare and submit the department's budget to the city controller as required by IC 36-3-5-5;

(~~4~~6) Appoint division administrators subject to the approval of the mayor as provided in IC 36-3-5-5;

(~~5~~7) Approve the hiring and dismissal of the personnel of the department subject to the limitations prescribed by the law and rules adopted by the mayor as provided in IC 36-3-5-5(c);

(~~6~~8) Provide administrative support to the department;

(~~7~~9) Delegate to the personnel employed in the department authority to act on behalf of the director as provided in IC 36-3-5-5(c);

(~~8~~10) Execute contracts subject to the authority of the transportation board, the mayor, and any other limitations prescribed by law;

(~~9~~11) Approve or disapprove disbursement of funds subject to limitations prescribed by law; and

(12) Exercise all powers formerly granted to the director of the department of transportation not transferred to the department of public works pursuant to IC 36-3-4-23.

(~~10~~13) Exercise any other powers which may be conferred by statute or ordinance or delegated by the mayor.

Sec. 271-13. Divisions.

The department of ~~transportation~~ capital asset management shall be composed of the following divisions:

(1) Asset ~~Facilities~~ Management Division.

(2) Strategic Planning Division ~~Operation Division~~.

(3) Finance and Administration Division.

(4) Parking Management Division.

Secs. 271-14 - 271-20. Reserved.

Sec. 271-21. Board of capital asset management ~~transportation~~ established.

There is hereby established a board of capital asset management ~~transportation~~ pursuant to IC 36-3-4-23.

Sec. 271-22. Members.

The board of capital asset management shall be composed of five (5) members; the department director, who serves as presiding officer of the board, two (2) members appointed by the mayor and two (2) members appointed by the city-county council. Each appointed member shall serve a one-year term and until his successor is appointed and qualified but serves at the pleasure of the appointing authority. In the event of a vacancy prior to the expiration of a term, the appointing authority shall appoint a member for the remainder of the unexpired term.

Sec. 271-23. Meetings.

The board shall hold regular meetings at least once a month at times and places prescribed by its rules or established by resolution. No notice to members is required for holding or taking any action at a regular meeting. A special meeting of the board may be called by the presiding officer or by two-fifths of the members at any place in the county designated in the call. Each member shall be notified of the time and place of such a meeting by written notice which must be delivered, mailed or sent by telegram so that each member has at least seventy-two (72) hours' notice of the meeting. The notice requirement may be waived as to a member if he attends the meeting or executes a written waiver of notice. The waiver may be executed either before or after the meeting, but if executed after, it must state in general terms the purpose of the meeting.

Sec. 271-24. Board action.

A majority of all members of the board constitutes a quorum. A majority vote of all board members is required to pass a resolution.

Sec. 271-25. Powers.

The capital asset management ~~transportation~~ board shall:

(1) Review all budgets of the metropolitan thoroughfare district and the department prepared for or proposed by the department and shall recommend to the city-county council any revisions or adjustments as the board deems desirable.

(2) Hold any hearings to be held following public notice and make such findings and determinations required by applicable law to be made after such hearing, including but not limited to the issuance of special taxing district bonds.

(3) Approve the award and amendment of contracts by the department for the purchase or lease of capital equipment, supplies, materials, services, or other property where the contract is required to be bid under IC 36-1-9.

(4) Approve the award and amendment of public construction contracts required to be bid under IC 36-I-I2.

(5) Approve the acquisition of and leases for real estate.

(6) Approve the disposal of property by department as specified in IC 36-I-I1.

(~~6~~7) Approve the employment of persons engaged by contract to render professional or consulting services.

(~~7~~8) Accept streets and roads into the public road system after dedication pursuant to the procedure set forth in chapter 28 of the 1975 Code of Indianapolis and Marion County.

(~~8~~9) Hold hearings on appeal from denial of permits or waivers under the jurisdiction of the department of ~~transportation~~ capital asset management.

(~~9~~10) Exercise the powers of the ~~works~~ Bboard of public works in IC 36-9-18, IC 36-9-I9, and IC 36-9-20, IC 36-9-21, IC 36-9-22, IC 36-9-37, IC 36-9-38 and IC 36-9-39. ~~insofar as these powers apply to sidewalks, curbs, streets, alleys, other paved public places, parking facilities, lighting and electric signals.~~

(~~10~~11) Exercise all powers granted to the transportation board by IC 36-9-6.5 and IC 36-9-I1.1.

(~~11~~12) Contract with any individual or corporation for providing streetlights, maintenance for streetlights and lighting for streets, alleys or public places, but any such contract shall be submitted to the city-county council for approval. No such contract shall be for a term of longer than twenty-five years.

(~~12~~13) To enter into a franchise, grant or contract authorizing a telephone, telegraph, electric light, gas, water, steam, railroad, or interurban company or any other person or corporation to erect and use structures in streets, alleys or other public places in the city. Any such franchise, grant, or contract is subject to conditions imposed by chapter 3I of the 1975 Code. This power shall not be construed in any way to interfere with the exclusive power of the cable franchise board established in section 8 I/2-40 of the 1975 Code of Indianapolis and Marion County or the power of the board of public works pursuant to IC 36-9-3I.

~~(13) Exercise any additional powers conferred by statute, established by ordinance or delegated by the mayor.~~

(I4) Exercise flood control power as described in IC 36-9-29.1, and drainage power as described in IC 36-9-27.

(I5) Exercise all powers not specifically stated herein formerly granted to the board of transportation and not transferred to the board of public works pursuant to IC 36-3-4-23.

(16) Exercise the powers given to the board of public works or transportation in Chapters 7, 10½, 28, 29 (except Article 4, Division 3), 31, and 671, Articles 2 and 5.

Sec. 271-31. Promulgation of rules and regulations.

(a) Notice of hearing. Before any rule, regulation or standard is adopted by the boards of capital asset management as authorized by this Code, it shall use the procedures in this section unless otherwise provided for by state law. The appropriate board shall cause a notice to be published in a newspaper of general circulation printed and published in the county at least ten (10) days prior to the date set for a hearing. The notice shall include a statement of the time and place of the hearing, a reference to the subject matter of the proposed rule or regulation and reference to the fact that a copy of the proposed rule or regulation is on file in the office of the department of capital asset management and in the office of the city clerk where it may be examined; however, no rule or regulation shall be invalid because the reference to the subject matter thereof in such notice is inadequate or insufficient.

(b) Filing of proposal. At least five (5) copies of a proposed rule or regulation shall be on file in the office of the department of capital asset management and in the office of the city clerk from the date of publication of the notice required by subsection (a) continuously to the time of the hearing. Any interested persons shall be given an adequate opportunity to examine a copy of the proposed rule or regulations. The city clerk shall furnish to each member of the city-county council a copy of each proposed rule or regulation filed in the office of the city clerk.

(c) Hearing. On the date set for a hearing on a proposed rule or regulation, any interested party shall be afforded an adequate opportunity to participate in the formulation of the proposed rule or regulation through the presentation of facts or arguments or the submission of written data or facts. All relevant matters presented shall be given full consideration by the appropriate board of capital asset management. All hearings conducted by such board of capital asset management shall be open to the public. Any person may appear and testify at a hearing, either in person or by a duly authorized representative or attorney.

(d) Publication of adopted rules and regulations and review by the city-county council. At the conclusion of a public hearing held pursuant to this section, the above board of capital asset management may adopt such rules and regulations or may provide for the continuation of the hearing as the board may deem appropriate, which further hearing may be held without the requirement of publication notice.

After adoption of such rules and regulations, the secretary of the board shall file a copy of the same with the clerk of the city-county council. The above board shall publish a notice once a week for two (2) consecutive weeks after each board meeting at which rules and regulations were adopted, that the above board of capital asset management has adopted certain rules and regulations, giving the number of the same and the general title thereof and stating that copies are available for examination in the office of the department of capital asset management and the office of the city clerk. The rules and regulations shall not become effective or enforceable until thirty (30) days after the date upon which the regulations are filed with the clerk. During such thirty (30) days period, the city-county council may further stay, up to a maximum of ninety (90) days, the taking effect of such rules and regulations for review by the city-county council or for legislation by the city-county council within the subject matter of the rules and regulations or may by resolution or ordinance disapprove or reject such rules or regulations, in which latter case the action of the above board of capital asset management in adopting such rules and regulations shall be of no effect. After complying with the requirements for publication, and if the city-county council has not stayed the taking effect of such rules and regulations or disapproved or rejected them, such rules and regulations as are adopted by the above board shall become effective.

(e) Alteration of existing rules or regulations. In case the appropriate board of capital asset management desires to repeal, rescind or amend any rule or regulation, the same procedures shall be followed as are provided in this section for the promulgation of rules or regulations.

(f) Enforcement of rules and regulations promulgated under this section. A violation of any rule or regulation promulgated under this section constitutes a municipal violation. Any person convicted of violating any rule or regulation promulgated under this section shall be subject to the general penalty provisions contained in section 101-3 of this Code.

ARTICLE III. DIVISIONS

Sec. 271-101. Asset ~~Facilities M~~management division.

The asset ~~Facilities M~~management division shall:

(1) Develop, ~~and~~ implement and manage an asset ~~facilities~~ management plan for capital improvements, stormwater and flood control, sanitary and wastewater, street, bridge, sidewalk and other public right-of-way resurfacing and maintenance projects;

(2) Develop, implement and manage a program for the planning, design, engineering, ~~and~~ land acquisition, construction, and maintenance of all public infrastructure ~~department~~ projects;

(3) Develop, implement and manage a project funding program;

(4) Develop, implement and manage an asset inventory system;

(5) Develop, implement and manage a program for the provision of streetlighting; ~~and~~

(6) Establish priorities with the maintenance operations division of the department of public works. ~~Issue permits involving the use of the public right-of-way;~~

(7) Approve plans and issue permits involving the use of the public right-of-way; for sewer construction and connection as required in chapter 671 of the Code of Indianapolis and Marion County, Indiana; and as provided in chapter 10½ of the Code of Indianapolis and Marion County;

(~~7~~8) Provide for the efficient and safe movement of pedestrian and vehicular traffic within the public rights-of-way; and

(9) Implement and manage contractual services for department;

(~~8~~10) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 271-201. ~~Operations division~~ Strategic planning division.

~~The operations division shall:~~

~~(1) Develop, implement and manage department pavement, bridge, drainage and right-of-way maintenance programs.~~

~~(2) Develop, implement and manage department reactive service programs for snow removal, street cave-ins and other emergencies.~~

~~(3) Develop, implement and manage department signal maintenance, sign manufacturing and installation, pavement marking programs.~~

~~(4) Develop, implement and manage contractual maintenance services for drainage, asphalt, concrete and signal repair.~~

~~(5) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.~~

The strategic planning division shall develop, implement and manage strategic planning services for all public infrastructure in the following areas:

(1) Finance;

(2) Setting Priorities;

(3) Risk assessment and management; and

(4) Master planning.

Sec. 271-301. Finance and administration division.

The finance and administration division shall:

(1) Develop, implement and manage all department financial, budget administration, accounting, payroll, and purchasing programs and procedures.

(2) Develop, implement and manage all department administrative programs including, but not limited to, programs concerning data processing, equipment services, property management, fleet management, and personnel services.

(3) Develop, implement and manage all department citizens services programs, including, but not limited to, programs concerning public information, citizen relations and neighborhood coordination.

(4) Develop, implement and manage all department training and safety programs.

(5) Exercise the powers granted the department of transportation in IC 36-9-11.1; and

(6) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

Sec. 271-401. Parking Management Division.

(1) Establish under one management unit all parking operations in the consolidated city;

(2) Develop, implement and manage the installation, operation and maintenance of parking meters within the jurisdiction of the consolidated city;

(3) Provide personnel to supplement Department of Public Safety officers in the enforcement of ordinances pertaining to parking meter and other ordinance violations as directed by the Department of Public Safety;

(4) Manage and operate the Ordinance Violations Bureau established in accordance with Section 271-521, 271-522 and 271-523 of this code;

(5) Establish and operate an ordinance violations processing section within the Ordinance Violations Bureau to assist in the timely processing of all unpaid citations;

(6) Maintain management and statistical information of all parking operations in the consolidated city; and

(7) Exercise any other powers which may be granted by statute or ordinance or delegated by the mayor.

ARTICLE IV. ORDINANCE VIOLATIONS BUREAU

Sec. 271-521. Ordinance Violations Bureau.

An ordinance violations bureau is established within the Parking Management Division of the Department of ~~Transportation~~ Capital Asset Management for purposes authorized by Chapter 3 of Article 6 of Title 33 of the Indiana Code (IC 33-6-3).

Sec. 271-522. Violations Clerk, Appointment.

The ordinance violations bureau shall be administered by the violations clerk. The violations clerk shall be appointed by, and serve at the pleasure of, the Director of the Department of ~~Transportation~~ Capital Asset Management.

Sec. 271-523. Duties of violations clerk and ordinance violations bureau.

The violations clerk and ordinance violations bureau shall be responsible for processing code and ordinance violations which are enforced pursuant to the procedures set forth in Article III of Chapter 103 of this Code and for those duties transferred as successor to the traffic violations bureau existing under Chapter 29 of the Code.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 675, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 675, 1993 on December 8, 1993. The proposal amends S.R 72, 1990, as amended, by extending the expiration date on the Inducement Resolution for Homeward Partners, Inc. through February 28, 1994. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 675, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Short, Smith, Williams
0 NAYS:
3 NOT VOTING: Boyd, Shambaugh, West
1 NOT PRESENT: Beadling

Proposal No. 675, 1993 was retitled SPECIAL RESOLUTION NO. 93, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 93, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 72, 1990, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 72, 1990, as amended, (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Homeward Partners, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1993 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1993, contained therein and replacing said date with the date of February 28, 1994.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 676, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 676, 1993 on December 8, 1993. The proposal amends S.R. 84, 1990, as amended, by extending the expiration date on the Inducement Resolution for Meadows Revival, Inc. through June 30, 1994. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Smith, for adoption. Proposal No. 676, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, Schneider, Williams
0 NAYS:
3 NOT VOTING: Boyd, Shambaugh, West
1 NOT PRESENT: Beadling

Proposal No. 676, 1993 was retitled SPECIAL RESOLUTION NO. 94, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 94, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 84, 1990, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 84, 1990, as amended, (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Meadows Revival, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1993 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1993, contained therein and replacing said date with the date of June 30, 1994.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 677, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 677, 1993 on December 8, 1993. The proposal amends S.R. 39, 1992, as amended, by extending the expiration date on the Inducement Resolution for

Herff Jones, Inc. through June 30, 1994. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 677, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Beadling, Black, Borst, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Short, Smith, Schneider, Williams
0 NAYS:
3 NOT VOTING: Boyd, Shambaugh, West
1 NOT PRESENT: Beadling

Proposal No. 677, 1993 was retitled SPECIAL RESOLUTION NO. 95, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 95, 1993

A SPECIAL RESOLUTION amending City-County Special Resolution No. 39, 1992, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "City") is authorized by IC 36-7-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 39, 1992, as amended, (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana concerning certain proposed economic development facilities to be developed by Herff Jones, Inc. (the "Company") which Inducement Resolution set an expiration date of December 31, 1993 unless the economic development revenue bonds for the Project (as defined in the Inducement Resolution) had been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City, by official action, extends the terms of the Inducement Resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determined, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of December 31, 1993, contained therein and replacing said date with the date of June 30, 1994.

SECTION 2. The City-County Council further finds, determined, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 678, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 678, 1993 on December 8, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Calderon Development Company Project) in an aggregate principal amount not to exceed $1,250,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff

moved, seconded by Councillor Smith, for adoption. Proposal No. 678, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, Schneider, Williams
0 NAYS:
2 NOT VOTING: Giffin, West
1 NOT PRESENT: Beadling

Councillor Giffin abstained from voting due to a conflict of interest.

Proposal No. 678, 1993 was retitled SPECIAL ORDINANCE NO. 15, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 15, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Calderon Development Company Project)" in an aggregate principal amount not to exceed $1,250,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer"), an Indiana political subdivision, is authorized by the provisions of the Constitution and laws of the State of Indiana, including, without limitation, Title 36, Article 7, Chapters 11.9 and 12 and Title 5, Article 1, Chapter 5 of the Indiana Code, as amended (collectively, the "Act"), to provide for the financing and refinancing of "economic development facilities," as defined in the Act, for the purposes set forth in the Act by issuing revenue bonds and lending the proceeds thereof to a corporation, partnership or individual for such purposes; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Calderon Development Company (the "Company"), has requested the Issuer to issue its economic development revenue refunding bonds to provide refinancing for an "economic development facility," as defined in the Act, which economic development facility was previously financed by the Issuer for the benefit of the Company with the proceeds of the Issuer's Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project) (the "Prior Bonds"), which Prior Bonds were issued to currently refund the Issuer's Economic Development Revenue Bonds, Series 1986 (Calderon Development Company Project) (the "Original Bonds"), and the Issuer is authorized by the Act to refund its Prior Bonds and provide refinancing for such "economic development facility"; and

WHEREAS, the Issuer, prior to the issuance of the Original Bonds, adopted its Special Resolution, preliminarily approving the Project and evidencing the Issuer's intent to issue its economic development revenue bonds in order to provide financing for the Project; and

WHEREAS, the Issuer, on August 18, 1986, issued the Original Bonds to provide financing for certain economic development facilities containing approximately 73,400 square feet of space which is used by Calderon Bros. Vending Machines, Inc. in its vending machine business (the "Project"), located in the 9700 block of East 30th Street in the City of Indianapolis, Indiana, constituting an "economic development facility" within the meaning of the Act; and

WHEREAS, the Issuer, on February 28, 1989, issued the Prior Bonds to provide refinancing of the Original Bonds; and

WHEREAS, the refinancing of the Project will comply with the purposes and provisions of the Act, and constitute the refinancing of an "economic development facility" within the meaning of the Act; and

WHEREAS, it is proposed to pay the cost of refinancing the Project through the issuance of economic development revenue refunding bonds of the Issuer pursuant to the provisions of the Act; and

WHEREAS, the Issuer, through its Economic Development Commission (the "Commission"), has held a public hearing on December 8, 1993 on the question of the refinancing of the Project in compliance with the requirements of the Section 147(f) of the Internal Revenue Code of 1986, as amended, and has determined to refinance the Project through the issuance of its economic development revenue refunding bonds pursuant to the provisions of the Act; and

WHEREAS, on December 8, 1993, the Commission adopted a Resolution, which Resolution has been previously transmitted hereto, finding that the refunding and refinancing complies with the purposes and provisions of the Act, that such refunding and refinancing will be of benefit to the health and general welfare of the Issuer and its citizens and recommending the issuance of the Bonds (as hereinafter defined) by the Issuer; and

WHEREAS, in order to refinance the Project, the Issuer now proposes to issue its Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Calderon Development Company Project) (the "Bonds") in aggregate principal amount not to exceed $1,250,000 as authorized and permitted by the Act and as hereinafter provided; and

WHEREAS,the proceeds of the Bonds will be loaned by the Issuer to the Company pursuant to a Loan Agreement, dated as of December 1, 1993 (the "Loan Agreement"), among the Issuer and the Company, in order to carry out said purposes; and

WHEREAS, pursuant to a Trust Indenture, dated as of December 1, 1993 (the "Indenture"), among the Issuer, PNC Bank, Ohio, National Association, as trustee and Fort Wayne National Bank, as co-trustee (collectively, the "Co-Trustees"), the Issuer will assign to the Co-Trustees the Issuer's right, title and interest in, under and to the Loan Agreement (except for certain rights of the Issuer to be reimbursed and indemnified by the Company, and to receive notices) as security for the payment of the Bonds; and

WHEREAS, pursuant to a Bond Placement Agreement, dated as of December 16, 1993 (the "Bond Placement Agreement") among the Issuer, the Company and Bank One, Columbus, NA (the "Placement Agent"), the Placement Agent will undertake to effect an offering of the Bonds and, pursuant to a Remarketing Agreement, dated as of December 1, 1993, between the Placement Agent and the Company, to remarket Bonds tendered for purchase under certain circumstances; and

WHEREAS, the Issuer, Company, Bank One, Indianapolis NA, as provider of a letter of credit and Peoples Bank & Trust Company, as Escrow Trustee will enter into an Escrow Agreement dated as of December 1, 1993 (the "Escrow Agreement"); and

WHEREAS, the Commission has approved the substantially final forms of the Indenture, Loan Agreement, Bond Placement Agreement, Escrow Agreement and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; and

WHEREAS, in compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the City-County Council (the "Clerk") for public inspection and the forms of the Financing Documents have been presented to this meeting; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The refinancing of the Project through the issuance and sale of the Bonds, as hereinafter provided, is hereby authorized and approved, and is found and determined to be in compliance with the purposes and provisions of the Act and will be of benefit to the health or general welfare of the Issuer and its citizens.

SECTION 2. In order to provide funds to refinance the Project, there are hereby authorized to be issued by the Issuer economic development revenue refunding bonds of the Issuer in the aggregate principal amount not to exceed $1,250,000, which economic development revenue refunding bonds shall be designated "City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Calderon Development Company Project)." The Bonds shall be issued in fully registered form and in such denominations, shall be dated as of such dates, shall bear interest from their dates on the unpaid principal amount thereof at such rates per annum, shall mature on such dates and in such principal amounts, and shall be subject to purchase on such terms as are set forth in the form of Indenture presented to this meeting. The Bonds shall be subject to redemption prior to maturity at the times, under the circumstances, in the manner, at the

prices, in the amounts and with the effect set forth in the form of Indenture presented to this meeting. The Bonds shall be executed in the name of the Issuer by the manual or facsimile signature of the Mayor, shall be attested by the manual or facsimile signature of the Clerk, shall have the corporate seal of the Issuer impressed or reproduced thereon, shall be authenticated by the endorsement thereon of the Trustee or any tender agent (the "Tender Agent") appointed pursuant to the provisions of the Indenture, and on original issuance shall be delivered by the Trustee to the Placement Agent as agent for the original purchasers thereof. Temporary Bonds may be delivered pending preparation of definitive Bonds. The Bonds shall be issued in compliance with and under authority of the provisions of the Act, this Special Ordinance and the Indenture.

SECTION 3. The Bonds and the interest thereon shall be limited obligations of the Issuer, payable solely and only from the revenues and receipts derived by the Issuer pursuant to the Loan Agreement and as otherwise provided in the Financing Documents, and shall be otherwise secured as provided in the Financing Documents. The Bonds shall not in any respect be a general obligation of the Issuer, nor shall they be payable in any manner from funds of the Issuer raised by taxation. The Bonds shall state that they have been issued under the provisions of the Act, and that they do not constitute an indebtedness of the Issuer or a loan of credit thereof within the meaning of any constitutional or statutory provision. The principal of the Bonds shall be payable at the principal corporate trust office of the Trustee, and at such other offices as may be chosen pursuant to the Indenture. The Bonds shall be payable in any medium which is then legal tender for all debts public and private. Nothing in this Special Ordinance, the Financing Documents or in any document or agreement required hereby and thereby, shall be construed as an obligation or commitment by the Issuer to expend any of its funds other than (i) the proceeds derived from the sale of the Bonds, (ii) the revenues and receipts derived from the Loan Agreement, and (iii) any moneys arising out of the investment or reinvestment of said proceeds, income, revenues, receipts or moneys.

SECTION 4. Rule 15c2-12 (b) (1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Offering Memorandum is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Offering Memorandum is hereby authorized to certify to the Placement Agent that the information in the Preliminary Offering Memorandum with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Offering Memorandum. The use of an Offering Memorandum in substantially the same form as the Preliminary Offering Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 5. The form, terms and provisions of the Financing Documents presented to this meeting are in all respects approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk or City Controller. The Mayor and Clerk of the Issuer are hereby authorized, empowered and directed to execute, acknowledge and deliver the Financing Documents, with or without an impression of the official seal of the Issuer as required thereby. The sale of the Bonds to the purchasers designated by the Placement Agent at a price of 100% of the aggregate principal amount thereof plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents is hereby approved. The Financing Documents, as so executed and delivered, shall be in substantially the forms now before this meeting and hereby approved, with only such changes therein as shall be approved by the officers of the Issuer executing the same, their execution thereof to constitute conclusive evidence of their approval and the approval of this City-County Council of any and all changes or revisions therein from the forms thereof now before this meeting provided that such changes do not affect terms set forth in this Special Ordinance and the Financing Documents pursuant to Indiana Code 36-7-12-27(a)(1) through (a)(10); and from and after the execution and delivery of the Financing Documents, the Mayor and the Clerk of the Issuer are hereby authorized, empowered and directed to do all such acts and things, and to execute all documents (including any certifications, financing statements, assignments and other instruments), as may be necessary, in the opinion of counsel to the Issuer, to carry out and comply with the provisions of the Financing Documents as executed, and in any other documents and instruments required to effectuate any portion of the financing transaction and to carry out and comply with the purposes of the Act and this Special Ordinance. If any of the officers of the Issuer who shall have signed or sealed any of the Bonds shall cease to be such officers of the Issuer before the Bonds so signed and sealed shall have been authenticated by the Trustee or the Tender Agent, or delivered by or on behalf of the Issuer, such Bonds, nevertheless, may be authenticated and delivered with the same force and effect as though the person or persons who signed or sealed the same had not ceased to be such officer or officers of the Issuer; and also any such Bonds may be signed and sealed on behalf of the Issuer by those persons who, at the actual date of the

execution of such Bonds, shall be the proper officers to the Issuer, although at the nominal date of such Bonds any such person shall not have been such an officer of the Issuer.

SECTION 6. The provisions of this Special Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereof.

SECTION 7. All ordinances, resolutions and orders, and parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed. The provisions of this Special Ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds this Special Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid. This Special Ordinance shall take effect and be in full force upon its adoption and compliance with Title 36, Article 3, Chapter 4, Section 14 of the Indiana Code.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 679, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 679, 1993 on December 8, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1993A (The Meadows Section 8 Assisted Project) in the aggregate principal amount not to exceed $3,900,000 and City of Indianapolis, Indiana Taxable Economic Development Revenue Bonds, Series 1993B (The Meadows Section 8 Assisted Project), in the aggregate principal amount not to exceed $100,000. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff moved, seconded by Councillor Short, for adoption. Proposal No. 679, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams
0 NAYS:
2 NOT VOTING: Giffin, West
1 NOT PRESENT: Beadling

Councillor Giffin abstained from voting due to a conflict of interest.

Proposal No. 679, 1993 was retitled SPECIAL ORDINANCE NO. 16, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 16, 1993

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its Economic Development Revenue Bonds, Series 1993A (The Meadows Section 8 Assisted Project) and Taxable Economic Development Revenue Bonds, Series 1993B (The Meadows Section 8 Assisted Project) in the total aggregate principal amount not to exceed $4,000,000 (collectively, the "Bonds"), and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Quinn I, Ltd., an Indiana limited partnership (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to acquire and renovate the existing 330 unit multifamily residential rental project known as The Meadows Apartments located at 4006 Meadows Drive, Indianapolis, Indiana on approximately 10.31 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition and renovation of the Project by issuing its Economic Development Revenue Bonds, Series 1993A (The Meadows Section 8 Assisted Project) and Taxable Economic Development Revenue Bonds, Series 1993B (The Meadows Section 8 Assisted Project), in the total aggregate principal amount not to exceed $4,000,000 (collectively, the "Bonds"); and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on December 8, 1993 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of the Project which will be initially owned by the Company complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds pursuant to a Trust Indenture (the "Indenture") dated as of December 1, 1993 by and between the Issuer, and The Fifth Third Bank of Central Indiana (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Financing Agreement (the "Financing Agreement") dated as of December 1, 1993, between the Issuer and the Company for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Financing Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, the Indianapolis Economic Development Commission has approved the substantially final forms of the Financing Agreement, Indenture, Purchase Contract, Preliminary Official Statement and the form of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in the total aggregate principal amount not to exceed Four Million Dollars ($4,000,000) for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Agreement to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter bids for, purchases, offers or sells municipal securities, the participating underwriter shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to The Sturges Company (the "Underwriter") that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 5. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter at a price not less than 97% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 6¾%. The use of a Final Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 6. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 7. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NO. 680, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 680, 1993 on December 8, 1993. The proposal authorizes the amendment of documents relating to the previously issued $8,100,000 City of Indianapolis, Indiana Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 680 1993 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams
0 NAYS:
2 NOT VOTING: Black, West
1 NOT PRESENT: Beadling

Proposal No. 680, 1993 was retitled SPECIAL ORDINANCE NO. 17, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 17, 1993

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) and approving and authorizing other actions in respect thereto.

WHEREAS, City of Indianapolis (the "Issuer") previously issued its City of Indianapolis, Indiana Economic Development Mortgage Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated December 23, 1985 (the "Original Bond"), in the original aggregate principal amount of $8,100,000; and

WHEREAS, the Issuer, Webb/Henne Indianapolis Venture I ("Webb/Henne") and BANK ONE, INDIANAPOLIS, NATIONAL ASSOCIATION (formerly known as American Fletcher National Bank and Trust Company) (the "Purchaser") have previously entered into a Bond Purchase Agreement dated as of December 1, 1985 ("Bond Purchase Agreement") in order to provide for the issuance of the Issuer's Original Bond; and

WHEREAS, the Issuer loaned the proceeds from the sale of the Bond to Webb/Henne in exchange for a Promissory Note (the "Note") executed pursuant to a Loan Agreement dated as of December 1, 1985 (the "Loan Agreement") and Webb/Henne granted the Purchaser a mortgage on the Project (which predominantly consists of the real estate known as 225 North New Jersey), pursuant to a Real Estate Mortgage and Security Agreement (the "Mortgage") and a security interest in the rents pursuant to a Collateral Assignment of Leases and Rents; and

WHEREAS, in August of 1988, Webb/Henne entered into an Assignment and Assumption Agreement with The Eryk-Midamco Company ("Eryk-Midamco"), the Issuer, the Purchaser, Charles W. Henne and R. Dudley Webb wherein Webb/Henne assigned all of its right, title and interest in and to the Loan Agreement, the Bond Purchase Agreement, the Mortgage, the Collateral Assignment of Leases and Rents and the Project and Eryk-Midamco assumed all of the obligations and duties of Webb/Henne under such documents, the Note and the Bond and the ownership of the Project; and

WHEREAS, on May 31, 1992, Eryk-Midamco entered into an Agreement (the "1992 Agreement") with the Purchaser approving a change in the definition of Adjustment Date (as defined in the Bond Purchase Agreement) to alter the frequency upon which the interest rate on the Bond may adjust, and the Issuer executed a revised bond (the "Revised Bond") incorporating the change approved by the 1992 Agreement; and

WHEREAS, presently Eryk-Midamco and the Purchaser have proposed rescheduling the principal repayments contained in the Bond Purchase Agreement and the Revised Bond, retroactive to September 1, 1993; and

WHEREAS, the Company and the Purchaser will execute a First Amendment to Bond Purchase Agreement, amending the Bond Purchase Agreement, providing for an amendment of the Original Bond adjusting the remaining principal repayment schedule contained therein; and

WHEREAS, the Issuer and the Company will execute a First Amendment to Loan Agreement, amending the Loan Agreement providing for the issuance of a note amending the Note originally issued in connection with the Loan Agreement and adjusting the remaining principal repayment schedule contained therein; and

WHEREAS, the Indianapolis Economic Development Commission on December 8, 1993 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement, and Amended and Restated Bond in the form presented at that meeting complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restated Bond by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It is hereby found that the execution of the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement, and Amended and Restated Bond will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement, and Amended and Restated Bond approved by the Indianapolis Economic Development Commission are each hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restate Bond are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restated Bond approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restated Bond approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(I) through (a)(I0).

SECTION 4. The provisions of this ordinance, the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restated Bond shall constitute a contract binding between the City of Indianapolis and the parties to the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restated Bond, and after the execution of the First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restated Bond, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said First Amendment to Bond Purchase Agreement, First Amendment to Loan Agreement and Amended and Restated Bond shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

PROPOSAL NO. 681, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 681, 1993 on December 8, 1993. The proposal authorizes the amendment of documents relating to the previously issued $4,350,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) dated as of April 1, 1985. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 681, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, Williams
0 NAYS:
2 NOT VOTING: Black, West
1 NOT PRESENT: Beadling

Proposal No. 681, 1993 was retitled SPECIAL ORDINANCE NO. 18, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. I8, 1993

A SPECIAL ORDINANCE approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indiana Code, Title 36, Article 7, Chapters 11.9 and 12 (the "Act"), has been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing of economic development facilities and refunding of such financings constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may pursuant to the Act issue revenue bonds and lend the proceeds thereof to a corporation for the purpose of refunding bonds which were issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") has previously issued its Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) (the "Original Bonds") in the aggregate principal amount of $4,350,000 pursuant to a Trust Indenture among the Issuer and NBD Bank, N.A., formerly known as The Indiana National Bank (the "Trustee"), and dated as of April 1, 1983 and recorded on April 28, 1983, as Instrument 83-27551, in the Office of the Recorder of Marion County, Indiana (the "Original Indenture") in order to obtain funds to loan to Monument Circle Associates, L.P., an Indiana limited partnership, formerly known as Monument circle Associates (the "Borrower"), pursuant to the Loan Agreement, Mortgage, Security Agreement and Financing Statement, dated as of April 1, 1983 and recorded on April 28, 1983, as Instrument 83-27550 (the "Original Loan Agreement" or the "Original Mortgage") between the Issuer and the Borrower; and

WHEREAS, the Borrower has requested that the Issuer agree to amend and restate the Original Loan Agreement as of the Amendment Date defined in the Amended and Restated Loan Agreement (as hereinafter defined), and that the Issuer and the Trustee agree to amend and restate, as of the Amendment Date, the Original Indenture, the same hereinafter referred to as the "Indenture"; and

WHEREAS, the Amended and Restated Loan Agreement (as hereinafter defined) provides for the repayment by the Borrower of such loan and further provides (i) for the Borrower's repayment obligation to be evidenced by the Borrower's Amended and Restated First Mortgage Note, Series A (the "1993 Note") and (ii) for such loan and the 1993 Note to be secured by the lien and security interest therein provided for; and

WHEREAS, pursuant to the Amended and Restated Indenture (as hereinafter defined), the Issuer will endorse the 1993 Note without recourse and assign certain of its rights under the Loan Agreement as security for the Amended and Restated City of Indianapolis Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) (the "1993 Bonds"), which are payable solely and only out of the payment to be made by the Borrower with respect to the 1993 Note, except to the extent paid out of proceeds of condemnation and insurance;

WHEREAS, the Indianapolis Economic Development Commission on December 8, 1993 adopted a Resolution, which Resolution has been previously transmitted hereto finding that the execution of the Amended and Restated Trust Indenture dated as of December 1, 1993 between the Issuer and the Trustee (the "Amended and Restated Trust Indenture") and Amended and Restated Loan Agreement, Mortgage, Security Agreement and Financing Statement dated as of December 1, 1993 between the Issuer and the Borrower (the "Amended and Restated Loan Agreement") in the form presented at that meeting complies with the purposes and provisions of the Act and that such execution will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the form of the Amended and Restated Trust Indenture and Amended and Restated Loan Agreement by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. It is hereby found that the execution of the Amended and Restated Trust Indenture, the Amended and Restated Loan Agreement and the 1993 Bonds will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Amended and Restated Trust Indenture and Amended and Restated Loan Agreement approved by the Indianapolis Economic Development Commission are each hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-

Controller. Two (2) copies of the Amended and Restated Trust Indenture and Amended and Restated Loan Agreement are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Amended and Restated Trust Indenture and Amended, the Amended and Restated Loan Agreement and the 1993 Bonds approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Amended and Restated Trust Indenture, the Amended and Restated Loan Agreement and the 1993 Bonds approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(1) through (a)(10).

SECTION 4. The provisions of this ordinance, the Amended and Restated Trust Indenture, the Amended and Restated Loan Agreement and the 1993 Bonds shall constitute a contract binding between the City of Indianapolis and the parties to the First Amendment to Amended and Restated Trust Indenture, the Amended and Restated Loan Agreement and the 1993 Bonds, and after the execution of the Amended and Restated Trust Indenture, the Amended and Restated Loan Agreement and the 1993 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Amended and Restated Trust Indenture, the Amended and Restated Loan Agreement and the 1993 Bonds shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 717, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 13, 1993". The Council did not schedule Proposal No. 717, 1993 for hearing pursuant to IC 36-7-4-608. Proposal No. 717, 1993 was retitled REZONING ORDINANCE NO. 169, 1993 and is identified as follows:

REZONING ORDINANCE NO. 169, 1993. 93-Z-138 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 13.
1902 SOUTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.
SOUTHEASTERN PROPERTIES, INC., by Thomas Michael Quinn, requests the rezoning of 139.0 acres, being in the D-A District, to the D-4 classification to provide for single-family residential development.

PROPOSAL NO. 718, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 13, 1993". The Council did not schedule Proposal No. 718, 1993 for hearing pursuant to IC 36-7-46-608. Proposal No. 718, 1993 was retitled REZONING ORDINANCE NO. 170, 1993 and is identified as follows:

REZONING ORDINANCE NO. 170, 1993. 93-Z-169 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT #13.
6691 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.
ALDI, INC., by Philip A. Nicely, requests the rezoning of 4 acres, being in the D-5 District, to the C-4 classification to provide for construction of a grocery store.

PROPOSAL NOS. 719-727, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 13, 1993". The Council did not schedule Proposal Nos. 719-727, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 719-727, 1993 were retitled REZONING ORDINANCE NOS. 171-179, 1993 and are identified as follows:

REZONING ORDINANCE NO. 171, 1993. 93-Z-158 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 2.
3711-3721 WEST 86TH STREET (approximate address), INDIANAPOLIS.
STEPHEN L. HESS, by Michael D. Keele, requests the rezoning of 2.88 acres, being in the D-A and C-1 Districts, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. I72, 1993. 93-Z-159 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # I9.
8001 WEST WASHINGTON STREET (approximate address), INDIANAPOLIS.
DAVID FERGUSON AND ROBERT FERGUSON, by Philip A. Nicely, requests the REZONING of 12.7 acres, being in the D-3 District, to the C-S classification to provide for a business park, including offices, retail and service uses, all I-2-S permitted uses and high tech research and development.

REZONING ORDINANCE NO. 173, I993. 93-Z-I68 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # I0.
2440 SHADELAND AVENUE (approximate address), INDIANAPOLIS.
GEORGE TZEIRANAKIS, by Brian J. Tuohy, requests the rezoning of 2.26 acres, being in the C-3 District, to the C-4 classification to provide for a car wash facility.

REZONING ORDINANCE NO. 174, I993. 93-Z-170 WAYNE TOWNSHIP.
COUNCILMANIC DISTRICT # I7.
2803 WEST WASHINGTON STREET (approximate address). INDIANAPOLIS.
INDIANAPOLIS DEPARTMENT OF PUBLIC SAFETY requests the rezoning of 2.0 acres, being in the HD-1 District, to the SU-9 classification to provide for the construction of a fire station.

REZONING ORDINANCE NO. 175, I993. 93-Z-17I WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 2.
6330 GUILFORD AVENUE (approximate address), INDIANAPOLIS.
INDIANAPOLIS DEPARTMENT OF PUBLIC SAFETY requests the rezoning of 0.38 acres, being in the C-4 District, to the SU-9 classification to conform zoning to its use as a fire station.

REZONING ORDINACE NO. I76, I993. 93-Z-I73 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
I702 LUDLOW AVENUE (approximate address), INDIANAPOLIS.
MITCHEL & SCOTT MACHINE CO/MECK CO. requests the rezoning of 3.39 acres, being in the C-3 District, to the I-3-U classification to provide for the expansion of a manufacturing facility.

REZONING ORDINANCE NO. I77, I993. 93-Z-176 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 3.
451 EAST 91ST STREET (approximate address), INDIANAPOLIS.
METROPOLITAN SCHOOL DISTRICT OF WASHINGTON TOWNSHIP requests the rezoning of 55.53 acres, being in the D-2 District, to the SU-2 classification to provide for school use.

REZONING ORDINANCE NO. 178, I993. 93-Z-178 CENTER TOWNSHIP
COUNCILMANIC DISTRICT # 22.
650-674 MASSACHUSETTS AVENUE, INDIANAPOLIS.
FAIRWAY GROUP OF INDIANA, INC. AND MARC L. GRIFFIN request the REZONING of 0.25 acre, being in the C-4 District, to the CBD-2 classification to provide for a mixed-use residential/commercial development.

REZONING ORDINANCE NO. 179, I993. 93-Z-179 CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # I6.
902-948 AND 901-949 FAYETTE STREET (approximate address), INDIANAPOLIS.
DEPARTMENT OF METROPOLITAN DEVELOPMENT - HOUSING AND DEVELOPMENT SERVICES DIVISION requests the rezoning of 2.7 acres, being in the I-3-U District, to the CBD-S classification to provide for residential redevelopment.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 588, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 588, 1993 on November 29, 1993. The proposal appropriates $25,000 for the County Auditor to provide funds for the Indianapolis Challenge, a local coordinating council promoting a drug-free community. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Williams asked why the City would not accept these funds. William G. Lantz, III, Deputy County Auditor, stated that Indianapolis Challenge is preparing a proposal for coordinating funds. The funds being asked to be appropriated were for 1993. Since the year is over they will not be able to spend the funds this year. The group may come before the Council next year with a proposal to coordinate the funds.

Councillor Rhodes moved, seconded by Councillor Short, to strike Proposal No. 588, 1993. The proposal was stricken by unanimous voice vote.

PROPOSAL NO. 643, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 643, 1993 on December 8, 1993. The proposal transfers and appropriates $24,900 for the Marion County Public Defender Agency to pay public defender salaries for the Marion County Drug Court. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:55 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 643, 1993, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Rhodes
1 NOT PRESENT: Beadling

Proposal No. 643, 1993, as amended, was retitled FISCAL ORDINANCE NO. 110, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 110, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Five Thousand Nine Hundred Dollars ($5,900) in the County General Fund and appropriating Nineteen Thousand Dollars ($19,000) in the State and Federal Grants Fund for purposes of the Marion County Public Defender Agency and reducing certain other appropriations for that agency and the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (ccc) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Public Defender Agency to pay the public defender salaries for the Marion County Drug Court.

SECTION 2. The sum of Twenty-four Thousand Nine Hundred Dollars ($24,900) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY PUBLIC DEFENDER AGENCY	COUNTY GENERAL FUND
1. Personal Services	$ 5,900
	STATE AND FEDERAL GRANTS FUND
3. Other Services and Charges	$19,000
TOTAL INCREASE	$24,900

SECTION 4. The said additional appropriations are funded by the following reductions:

MARION COUNTY PUBLIC DEFENDER AGENCY	COUNTY GENERAL FUND
3. Other Services and Charges	$ 5,900
	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered State and Federal Grants Fund	$19,000
TOTAL REDUCTION	$24,900

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 645, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 645, 1993 on December 8, 1993. The proposal authorizes tax anticipation borrowing for the City during the period from January 1, 1994 through December 31, 1994. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:57 p.m. There being no one present to testify, Councillor Ruhmkorff moved, seconded by Councillor Shambaugh, for adoption. Proposal No. 645, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Borst
3 NOT VOTING: Giffin, Rhodes, Schneider
1 NOT PRESENT: Beadling

Councillor Rhodes abstained from voting due to a conflict of interest.

Proposal No. 645, 1993 was retitled FISCAL ORDINANCE NO. 111, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 1993

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund, the Park General Fund and the Consolidated County Fund during the period January 1, 1994, through December 31, 1994, in anticipation of current taxes levied in the year 1993 and collectible in the year 1994 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in such Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds:

A. that there will be insufficient funds in the Consolidated City Police Force Account to meet the current expenses payable from such Account prior to the June and December 1994 distributions of Taxes levied for such Account, and the June and December 1994 distributions of Taxes to be collected for the Consolidated City Police Force Account will collectively amount to more than Thirty-four Million, Six Hundred Eighty-eight Thousand, Five Hundred Fourteen Dollars ($34,688,514) and the interest cost of making temporary loans for the Consolidated City Police Force Account;

B. that there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 1994 distributions of Taxes levied for such Fund, and the June and December 1994 distributions of Taxes collected for the Police Pension Fund will collectively amount to more than Four Million, Eight Hundred Six Thousand, One Hundred Fifty-eight Dollars ($4,806,158) and the interest cost of making temporary loans for the Police Pension Fund;

C. that there will be insufficient funds in the Consolidated City Fire Force Account to meet the current expenses payable from such Account prior to the June and December 1994 distributions of Taxes levied for such Account, and the June and December 1994 distributions of Taxes to be collected for the Consolidated City Fire Force Account will collectively amount to more than Twenty-six Million, Nine Hundred Twenty-five Thousand, Five Hundred Dollars ($26,925,500) and the interest cost of making temporary loans for the Consolidated City Fire Force Account; and

D. that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from such Fund prior to the June and December 1994 distributions of Taxes levied for such Fund, and the June and December 1994 distributions of Taxes to be collected for the Firemen's Pension Fund will collectively amount to more than Four Million, Two Hundred Thirty-four Thousand, Four Hundred Seventy-five Dollars ($4,234,475) and the interest cost of making temporary loans for the Firemen's Pension Fund; and

E. that there will be insufficient funds in the Park General Fund to meet the current expenses for the payment of current expenses payable from such Fund prior to the June and December 1994 distributions of Taxes levied for such Fund, and the June and December 1994 distributions of Taxes to be collected for the Park General Fund will collectively amount to more than Twelve Million, Five Hundred Thirty-three Thousand, Eighty-three Dollars ($12,533,083) and the interest cost of making temporary loans for the Park General Fund; and

F. that there will be insufficient funds in the Consolidated County Fund to meet the current expenses payable from such Fund prior to the June and December 1994 distributions of Taxes levied for such Fund, and the June and December 1994 distributions of Taxes to be collected for the Consolidated County Fund will collectively amount to more than Eleven Million, Six Hundred Sixty-seven Thousand, Four Hundred Seventy-eight Dollars ($11,667,478) and the interest cost of making temporary loans for the Consolidated County Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds and Accounts in anticipation of Taxes for these Funds and Accounts actually levied for the year 1993 and in the course of collection for the year 1994; now, therefore,

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Police Force Account of the City in the maximum principal amount of Thirty-four Million, Six Hundred Eighty-eight Thousand, Five Hundred Fourteen Dollars ($34,688,514) in anticipation of Taxes for the Account for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Police Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Police Force Account from the June and December 1994 distributions of Taxes for the Consolidated City Police Force Account, to the Consolidated City Police Force Account, the 1994 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and the Consolidated City Police Force Account, 1994 Budget Fund No. 160, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The City is authorized to borrow on temporary loans for the use and benefit of the Police Pension Fund of the City in the maximum principal amount of Four Million, Eight Hundred Six Thousand, One Hundred Fifty-eight Dollars ($4,806,158) in anticipation of Taxes for the Fund for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Police Pension Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Police Pension Fund from the June and December 1994 distributions of Taxes for the Police Pension Fund, to the Police Pension Fund, the 1994 Budget Payments of Loans (hereby

created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Police Fund, 1994 Budget Fund No. 810, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Fire Force Account of the City in the maximum principal amount of Twenty-six Million, Nine Hundred Twenty-five Thousand, Five Hundred Dollars ($26,925,500) in anticipation of Taxes for the Account for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated City Fire Force Account and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Fire Force Account from the June and December 1994 distributions of Taxes for the Consolidated City Fire Force Account to the payment of the principal of the Consolidated City Fire Force Account, the 1994 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 1994 Budget Fund No. 161, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 4. The City is authorized to borrow on temporary loans for the use and benefit of the Firemen's Pension Fund of the City in the maximum principal amount of Four Million, Two Hundred Thirty-four Thousand, Four Hundred Seventy-five Dollars ($4,234,475) in anticipation of Taxes for the Fund for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Firemen's Pension Fund from the June and December 1994 distributions of Taxes for the Firemen's Pension Fund to the Firemen's Pension Fund, the 1994 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Firemen's Pension Fund 1994 Budget Fund No. 811, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 5. The City is authorized to borrow on temporary loans for the use and benefit of the Park General Fund of the City in the maximum principal amount of Twelve Million, Five Hundred Thirty-three Thousand, Eighty-three Dollars ($12,533,083) in anticipation of Taxes for the Fund for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Park General Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Park General Fund from the June and December 1994 distributions of Taxes for the Park General Fund to the payment of the principal of the Park General Fund, the 1994 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 1994 Budget Fund No. 170, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 6. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated County Fund of the City in the maximum principal amount of Eleven Million, Six Hundred Sixty-seven Thousand, Four Hundred Seventy-eight Dollars ($11,667,478) in anticipation of Taxes for the Fund for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Consolidated County Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated County Fund from the June and December 1994 distributions of Taxes for the Consolidated County Fund to the payment of the principal of the Consolidated County Fund, the 1994 Budget Payments of Temporary Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loan, and to the 1994 Budget Fund No. 102, Character 03, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 7. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 7. The Warrants for each Fund or Account may be issued in one series, designated Series 1994 Warrants ("Series 1994 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series 1994 Warrants for each Fund or Account may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1994 for that Fund or Account. The Series B Warrants for each Fund or Account may be issued in amount not to exceed the amount of the December 1994 distribution of Taxes for that Fund or Account. All Series A Warrants shall

mature and be payable not later than June 30, 1994. All Series B Warrants and Series 1994 Warrants shall mature and be payable not later than December 31, 1994. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 7. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 8. (a) The Controller may sell the Warrants in one or more Series as set forth in Section 6 pursuant to either subsection (b) or (c) of this section. The Controller is hereby authorized and directed to have the Warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Controller may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Controller and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Mayor, Controller and Clerk are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Controller may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Controller shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the City, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the City determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Controller shall have the right to reject any and all bids at public sale. The proper officers of the City are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more Series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Controller and the purchaser of the Warrants at public sale.

SECTION 8. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____ Principal $_____

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT, SERIES 1994___
(_____ [FUND] [ACCOUNT])

On the _____ day of _____, 1994, the City of Indianapolis ("City") in Marion County, Indiana promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer, ex officio Treasurer of the City, the sum of _____ Dollars ($_____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of _____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear as a rate of _____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year of 1993, and payable in the [first installment] [second installment] for the year 1994 ("Taxes"), which Taxes are now in course of collection for the _____ of the City, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of $ _____ evidencing a temporary loan in anticipation of the Taxes for the _____.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the _____ day of December, 1993, for the purpose of providing funds for the _____ of the City, in compliance with IC 36-3-4-22.

The consideration for this Warrant is a loan made to the City in anticipation of Taxes levied for the _____ of the City for the year of 1993, payable in the [first installment] [second installment] for the year 1994, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused the warrant to be signed in its corporate name by the manual or facsimile signature of the Mayor, and countersigned by the Controller of the City of Indianapolis, the corporate seal of the City to be hereunto affixed, and attested by the Clerk of the City of Indianapolis.

Dated this _____ day of _____, 1994.

CITY OF INDIANAPOLIS

By: _____
Mayor, City of Indianapolis

COUNTERSIGNED

By: _____
Controller, City of Indianapolis

ATTEST:

By: _____
Clerk, City of Indianapolis

EXHIBIT A
(Advances)
(to be placed on a separate page)

SECTION 9. The Warrants shall be executed in the name of the City by the manual or facsimile signature of the Mayor of the City, countersigned by the Controller of the City, the corporate seal of the City to be affixed thereto and attested by the Clerk of the City. The Warrants shall be payable at the office of the Marion County Treasurer, the ex officio City Treasurer, or the paying agent of the City. The Controller may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 10. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the City represents, covenants and agrees that:

(a) No person or entity other than the City or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds or Accounts.

(b) No portion of the payment of the principal of or interest on the Warrants will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The City will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the City act in any other manner which would adversely affect such exclusion.

(e) The City represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the City does not qualify for such exception with regard to any of the Warrants the City will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 11. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 646, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 646, 1993 on December 8, 1993. The proposal authorizes tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1994 through December 31, 1994. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:57 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Short, for adoption. Proposal No. 646, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
1 NAY: Borst
3 NOT VOTING: Giffin, Rhodes, Schneider
1 NOT PRESENT: Beadling

Councillor Rhodes abstained from voting due to a conflict of interest.

Proposal No. 646, 1993 was retitled FISCAL ORDINANCE NO. 112, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 112, 1993

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing Marion County, Indiana ("County") to make temporary loans for the use of the County General Fund and the County Welfare Fund ("Funds") during the period from January 1, 1994, through December 31, 1994, in anticipation of current taxes levied in the year 1993 and collectible in the year 1994 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in the Funds to the payment of such Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Auditor of the County has filed with the Mayor of the City of Indianapolis ("City") an estimate and statement showing the amount of money needed to pay current expenses from the County General Fund and the County Welfare Fund pending the receipt of Taxes actually levied in 1993 and in the process of collection in 1994, and the Mayor did make and enter of record a finding and the Auditor and the Mayor have requested the City-County Council of Indianapolis and of Marion County ("City-County Council") to authorize temporary borrowing to procure funds necessary for use by the Funds to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of the Warrants;

WHEREAS, the City-County Council now finds that the request should be granted and:

A. that there will be insufficient funds in the County General Fund to meet the current expenses payable from the County General Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County General Fund will collectively

amount to more than Sixty-six Million, Four Hundred Sixty-nine Thousand Seven Hundred Eleven Dollars ($66,469,711) and the interest cost of making temporary loans for the County General Fund; and

B. that there will be insufficient funds in the County Welfare Fund to meet the current expenses payable from such Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County Welfare Fund will collectively amount to more than Twenty-four Million, Four Hundred Seventy-six Thousand Nine Hundred Seventy-three Dollars ($24,476,973) and the interest cost of making temporary loans for the County Welfare Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds in anticipation of Taxes for these Funds actually levied for the year 1993 and in the course of collection for the year 1994; now, therefore,

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County General Fund of the County in the maximum principal amount of Sixty-six Million, Four Hundred Sixty-nine Thousand Seven Hundred Dollars ($66,469,711) in anticipation of Taxes for the Fund for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County General Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County General Fund from the June and December 1994 distributions of Taxes for the County General Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The Auditor of the County and the Mayor of the City are authorized to borrow on temporary loans for the use and benefit of the County Welfare Fund of the County in the maximum principal amount of Twenty-four Million, Four Hundred Seventy-six Thousand, Nine Hundred Seventy-three Dollars ($24,476,973) in anticipation of Taxes for the Fund for the year 1994, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County Welfare Fund and there is hereby appropriated and pledged to the payment of these Warrants, including interest, a sufficient amount of the Taxes to be received in the County Welfare Fund from the June and December 1994 distributions of Taxes for the County Welfare Fund, to the County Welfare Fund for the payment of the principal of the Warrants evidencing such temporary loans and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of eight percent per annum, to be determined as provided in Section 4 and subsection (b). The Warrants for each Fund may be issued in one series, designated Series 1994 Warrants ("Series 1994 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series 1994 Warrants for each Fund may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1994 for that Fund. The Series B Warrants for each Fund may be issued in amount not to exceed the amount of the December 1994 distribution of Taxes for that Fund. All Series A Warrants shall mature and be payable not later than on June 30, 1994. All Series B Warrants and Series 1994 Warrants shall mature and be payable not later than December 31, 1994. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) The interest rate on the Warrants will be determined as provided in Section 4. The Warrants are not subject to redemption prior to their respective maturity dates if sold at public sale and may be redeemed as set forth in the purchase agreement with The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") if sold to it.

SECTION 4. (a) The Auditor may sell the Warrants in one or more series as set forth in Section 3 pursuant to either subsection (b) or (c) of this section. The Auditor is hereby authorized and directed to have the Warrants prepared, and The Board of Commissioners of the County ("Commissioners"), Mayor and Auditor are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Auditor may sell any or all the Warrants to the Bond Bank pursuant to IC 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Auditor and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Commissioners, the Mayor and Auditor are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Auditor may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Auditor shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the County, as provided by IC 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Auditor at his office, and all bids shall name the rate or rates of interest for the Warrants or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the County determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Auditor shall have the right to reject any and all bids at public sale. The proper officers of the County are authorized to deliver the time Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to such delivery by and between the Auditor and the purchaser of the Warrants at public sale.

SECTION 5. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. _____ Principal $_____

MARION COUNTY
TAX ANTICIPATION TIME WARRANT, SERIES 1994_____
(_____ FUND)

On the _____ day of _____, 1994, the Board of Commissioners of Marion County, Indiana ("County") promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank], at the office of the Marion County Treasurer the sum of _____ Dollars ($_____), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A646 plus interest at the rate of _____% per annum on the amount advanced for the period of the advance, except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at the rate of _____% per annum. This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year 1993, and payable from the [first installment] [second installment] for the year 1994 ("Taxes"), which Taxes are now in course of collection for the County _____ Fund, with which to pay general, current, operating expenses.

This Warrant is in the principal amount of _____ Dollars ($_____), evidencing a temporary loan in anticipation of the Taxes for the County _____ Fund.

The temporary loan was authorized by an ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the _____ day of _____, 1993, for the purpose of providing funds for the County _____ Fund, in compliance with IC 36-2-6.

The consideration for this Warrant is a loan made to the County in anticipation of Taxes levied for the County _____ Fund for the year of 1993, payable in the [first installment] [second installment] for the year 1994, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, The Board of Commissioners of Marion County, Indiana has caused the warrant to be signed in the corporate name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor and attested by the Auditor and the corporate seal of The Board of Commissioners to be hereunto affixed.

Dated this _____ day of _____, 1994.

THE BOARD OF COMMISSIONERS
OF MARION COUNTY, INDIANA

By: _____
Commissioner
By: _____
Commissioner
By: _____
Commissioner

COUNTERSIGNED:

By: _____
Mayor, City of Indianapolis

ATTEST:

By: _____
Auditor, Marion County

EXHIBIT A
(Advances)
(to be placed on a separate page)

SECTION 6. The Warrants shall be executed in the name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor of the City, the corporate seal of the County to be affixed thereto and attested by the Auditor of the County. The Warrants shall be payable at the office of the Marion County Treasurer, or the paying agent of the City. The Auditor may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 7. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the County or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds.

(b) No portion of the principal of or interest on the Warrant proceeds will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The County will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the County act in any other manner which would adversely affect such exclusion.

(e) The County represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the County does not qualify for such exception with regard to any of the Warrants, the County will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall not be an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax

purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 648, 1993. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 648, 1993 on December 9, 1993. The proposal authorizes the issuance and sale to the Indianapolis Local Public Improvement Bond Bank of the Park District Note, for the purpose of procuring funds to refund a certain obligation of the Park District in an amount not to exceed $3,500,000 (Brookville/Senour Economic Development Area). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:00 p.m. There being no one present to testify, Councillor O'Dell moved, seconded by Councillor Jones, for adoption. Proposal No. 648, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Brents, Coughenour, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
3 NAYS: Curry, Gray, Williams
1 NOT VOTING: Rhodes
1 NOT PRESENT: Beadling

Proposal No. 648, 1993 was retitled SPECIAL ORDINANCE NO. 19, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 19, 1993

A SPECIAL ORDINANCE authorizing the issuance and sale to The Indianapolis Local Public Improvement Bond Bank of the City of Indianapolis Park District Note, Series 1993, in a principal amount not to exceed Three Million Five Hundred Thousand Dollars ($3,500,000) for the purpose of procuring funds to refund a certain obligation of the Park District and appropriating the proceeds to a note of the Park District of the City of Indianapolis, Indiana, in an amount not to exceed Three Million Five Hundred Thousand Dollars ($3,500,000).

WHEREAS, on November __, 1993, the Board of Parks and Recreation of the City of Indianapolis, Indiana (the "Board"), being the governing body of the Park District of the City of Indianapolis, Indiana (the "Park District") adopted a Note Resolution ("Note Resolution") authorizing the issuance and sale to The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") of the City of Indianapolis Park District Note, Series 1993 in a principal amount not to exceed Three Million Five Hundred Thousand Dollars ($3,500,000) (the "Note") for the purpose of procuring funds to repay a certain Obligation ("Obligation") of the Park District as described in the Note Resolution and to pay the costs of issuance of the Note; and

WHEREAS, the prior notes of the Park District, as described in the Note Resolution, were issued in anticipation of the issuance of bonds and it remains the intent of the City-County Council that bonds supported in whole or in part by the tax increment from the Brookville/Senour Economic Development Area and other legally available funds will eventually be issued; and

WHEREAS, there are insufficient funds available or provided for in the existing budget and tax levy which may be applied to the aforementioned purposes, and an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, the Clerk of the City-County Council has caused notice of a hearing on said appropriation to be published as required by law; now, therefore,

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The Council hereby approves the issuance of the Note and its sale to the Bond Bank all as set forth in the Note Resolution of the Park District and further approves the purposes for which the proceeds of the Note will be expended as set forth in the Note Resolution. This approval shall constitute the approval required by Section 2-425 of the Code of Indianapolis and of Marion County, Indiana.

SECTION 2. The proceeds of the Note in an amount not to exceed Three Million Five Hundred Thousand Dollars ($3,500,000) are hereby appropriated for the purpose of repaying the Obligation and paying costs of issuance of the Note, all as set forth in the Note Resolution.

SECTION 3. Such appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the activities described above. Any surplus of such proceeds shall be credited to the proper fund as provided by law.

SECTION 4. The Clerk of the City-County Council is hereby authorized and directed to certify a copy of this Special Ordinance together with such other proceedings and actions as may be necessary to the Marion County Auditor for certification to the State Board of Tax Commissioners for the purpose of complying with IC 6-1.1-18-5.

SECTION 5. This Ordinance shall be effective upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 649, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 649, 1993 on December 8, 1993. The proposal appropriates $7,463 for the Superior Court, Criminal Division, Room 3, to cover overtime expenses due to jury trials and reducing the appropriations of certain other courts. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:01 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 649, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Black, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Schneider, Shambaugh, Short, Smith, West, Williams
0 NAYS:
1 NOT VOTING: Brents
1 NOT PRESENT: Beadling

Proposal No. 649, 1993 was retitled FISCAL ORDINANCE NO. 113, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 113, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seven Thousand Four Hundred Sixty-three Dollars ($7,463) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Three, and reducing certain appropriations for other courts.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (gg), (hh), (rr), (yy) and (zz) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room Three, to cover overtime expenses due to jury trials.

SECTION 2. The sum of Seven Thousand Four Hundred Sixty-three Dollars ($7,463) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM THREE	COUNTY GENERAL FUND
1. Personal Services	$7,463
TOTAL INCREASE	$7,463

SECTION 4. The said additional appropriation is funded by the following reduction:

MARION COUNTY DRUG COURT	COUNTY GENERAL FUND
1. Personal Services	$2,400
SUPERIOR COURT, CRIMINAL DIVISION, ROOM FOUR	
1. Personal Services	1,790
SUPERIOR COURT, TITLE IV-D COURT	
1. Personal Services	2,300
SUPERIOR COURT, CIVIL DIVISION, ROOM SIX	
1. Personal Services	973
TOTAL REDUCTION	$7,463

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 650, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 650, 1993 on December 8, 1993. The proposal appropriates $197,470 for the Superior Court, Juvenile Division/Detention Center, to cover the cost of a computer system upgrade. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Jimison, to strike Proposal No. 650, 1993. The proposal was stricken by unanimous voice vote.

PROPOSAL NO. 651, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 651, 1993 on December 8, 1993. The proposal appropriates $33,812 for the Superior Court, Juvenile Division/Detention Center, to pay computer system expenses. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Jimison, to strike Proposal No. 651, 1993. The proposal was stricken by unanimous voice vote.

PROPOSAL NO. 652, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 652, 1993 on December 8, 1993. The proposal appropriates $24,000 for the Prosecuting Attorney to organize training workshops for agencies that play a role in gang prevention and intervention in Marion County recommended by Project COURAGE and funded by a state grant. By a 3-2 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Dowden explained that the senior staff in the Prosecutor's Office indicated that they are willing to investigate a local resource to organize the workshops for the agencies

involved in this proposal. The grant will still be available when the local resource can be found.

Councillor Jimison urged the Council to vote against the motion to strike, and she therefore moved, seconded by Councillor Borst, to return Proposal No. 652, 1993 to Committee. The motion failed by a majority voice vote.

Councillor Dowden moved, seconded by Councillor Curry, to strike Proposal No. 652, 1993. The proposal was stricken by unanimous voice vote.

PROPOSAL NO. 653, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 653, 1993 on December 8, 1993. The proposal transfers and appropriates $165,500 for the Sheriff to pay for inmate housing at the Riverside Community Corrections facility from October 15 through December 31, 1993. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Short, for adoption. Proposal No. 653, 1993 was adopted on the following roll call vote; viz:

20 YEAS: Boyd, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Schneider, SerVaas, Shambaugh, Short, Smith, Williams
3 NAYS: Black, Gray, Jones
5 NOT VOTING: Borst, Brents, Franklin, Ruhmkorff, West
1 NOT PRESENT: Beadling

Proposal No. 653, 1993 was retitled FISCAL ORDINANCE NO. 114, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Hundred Sixty-five Thousand Five Hundred Dollars ($165,500) in the County General Fund for purposes of the County Sheriff and reducing certain other appropriations for that office and reducing the unappropriated and uncumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (z) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to pay for inmate housing at the Riverside Community Corrections facility from October 15 to December 31, 1993.

SECTION 2. The sum of One Hundred Sixty-five Thousand Five Hundred Dollars ($165,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY SHERIFF	COUNTY GENERAL FUND
3. Other Services and Charges	$165,500
TOTAL INCREASE	$165,500

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY SHERIFF	COUNTY GENERAL FUND
1. Personal Services	$125,000
Unappropriated and Unencumbered County General Fund	40,500
TOTAL REDUCTION	$165,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 673, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 673, 1993 on December 8, 1993. The proposal transfers and appropriates $6,800 for the Superior Court, Criminal Division, Room Five, to cover staff salaries through December 31, 1993. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 673, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Black, Borst, Boyd, Brents, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Coughenour, Dowden, Giffin, Schneider
1 NOT PRESENT: Beadling

Proposal No. 673, 1993 was retitled FISCAL ORDINANCE NO. 115, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 115, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Six Thousand Eight Hundred Dollars ($6,800) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Five, and reducing certain other appropriations for Superior Court, Criminal Division, Room Six; Superior Court, Probate Division; and Superior Court, Civil Division, Room Four.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section I.02 (ii) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room Five, to cover staff salaries through December 31, 1993.

SECTION 2. The sum of Six Thousand Eight Hundred Dollars ($6,800) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM FIVE	COUNTY GENERAL FUND
1. Personal Services	$6,800
TOTAL INCREASE	$6,800

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX	COUNTY GENERAL FUND
1. Personal Services	$1,000
SUPERIOR COURT, PROBATE DIVISION	
1. Personal Services	5,300
SUPERIOR COURT, CIVIL DIVISION, ROOM FOUR	
1. Personal Services	500
TOTAL REDUCTION	$6,800

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 6, 1992 Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard PROPOSAL NO. 6, 1992 on December 8, 1993. This proposal creates a Court Violations Bureau administrative fee and fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Dowden moved, seconded by Councillor Gilmer, to amend the Amended Version of Proposal No. 6, 1992 by deleting the text that is stricken-through and inserting the text that is underlined to read as follows:

Sec. 131-301. Court Violations Bureau User Fee.

In each case of a state infraction or local ordinance violation in which a defendant chooses to enter an admission of the violation or chooses to enter a plea of nolo contendere, ~~or in each case of a violation of a state infraction or local ordinance violation in which a default judgment has been entered,~~ and which admission-, or plea of nolo contendere ~~or default judgment~~ arose from such infraction or local ordinance violation filed through the Court Violations Bureau of the Municipal Court of Marion County, the Presiding Judge of the Municipal Court of Marion County, through the Court Violations Bureau, may assess a twenty dollar ($20.00) Court Violations Bureau User Fee. The collection of this Court Violations Bureau User Fee shall be in addition to any court costs or judgment amount. The monies collected shall be deposited into the Court Violaitons Bureau Fund, which is hereby created.

The motion passed by unanimous voice vote.

Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 6, 1992, as amended, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
2 NAYS: Black, Gray
1 NOT VOTING: Giffin
1 NOT PRESENT: Beadling

Proposal No. 6. 1992, as amended, was retitled GENERAL ORDINANCE NO. 164, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 164, 1993

A GENERAL ORDINANCE amending the Revised Code of the Consolidated City and County by adding a new Article III in Chapter 131 to establish a Court Violations Bureau administrative fee and create the Court Violations Bureau Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Revised Code of the Consolidated City and County is hereby amended by adding new Secs. 131-301, 131-302 and 131-303 as follows:

ARTICLE III - COURT FEES

Sec. 131-301. Court Violations Bureau User Fee.

In each case of a state infraction or local ordinance violation in which a defendant chooses to enter an admission of the violation or chooses to enter a plea of nolo contendere, and which admission or plea of nolo contendere arose from such infraction or local ordinance violation filed through the Court Violations Bureau of the Municipal Court of Marion County, the Presiding Judge of the Municipal Court of Marion County, through the Court Violations Bureau, may assess a twenty dollar ($20.00) Court Violations Bureau User Fee. The collection of this Court Violations Bureau User Fee shall be in addition to any court costs or judgment amount. The monies collected shall be deposited into the Court Violations Bureau Fund, which is hereby created.

Sec. 131-302. Court Violations Bureau Non-Payment Collection Fee.

The Presiding Judge of the Municipal Court of Marion County, through its Court Violations Bureau, may assess a ten dollar ($10.00) Non-Payment Collection Fee for each unsatisfied judgment in which an admission or nolo contendere plea was entered or in each case in which a default judgment was entered by the Court on a violation of a state infraction or local ordinance violation, which judgment arose from the failure of the charged motorist to admit, plead nolo contendere, or deny such infraction or ordinance violation filed through the Court Violations Bureau of the Municipal Court of Marion County. The collection of this Non-Payment Collection Fee shall be in addition to any court costs, judgment, or user fee. The monies collected shall be deposited into the Court Violations Bureau Fund.

Sec. 131-303. Court Violations Bureau Fund.

(a) A Court Violations Bureau Fund is hereby created. All monies collected from the Court Violations Bureau User Fee (Sec. 131-301) and the Non-Payment Collection Fee (Sec. 131-302) shall be deposited into the Court Violations Bureau Fund. Municipal Court Expenses incurred to collect Non-Payment Collection Fees shall be paid out of and not exceed Non-Payment Collection Revenues.

(b) All monies deposited into the Court Violations Bureau Fund shall be appropriated by the City-County Council pursuant to periodic inter-agency agreements entered into by and between the Presiding Judge of the Municipal Court of Marion County and the Auditor of Marion County. All monies deposited into the Court Violations Bureau Fund shall be used for Municipal Court administrative expenses and/or costs associated with incarceration or incarceration alternatives in Marion County.

SECTION 2. Should any provision (section, paragraph, sentence, clause, or any portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 3. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 256, 1992. Councillor Borst reported that the Metropolitan Development Committee heard PROPOSAL NO. 256, 1992 on November 30, 1993. The proposal, sponsored by Councillor Rhodes, amends the Code concerning zoning procedures. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be

stricken. Councillor Rhodes moved, seconded by Councillor Smith, to strike. The proposal was stricken by unanimous voice vote.

PROPOSAL NO. 622, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 622, 1993 on November 30, 1993. This proposal revises the enforcement procedures for civil zoning violations in order to comply with state statute, by making certain violations subject to admission and payment through the Ordinance Violations Bureau, in lieu of citations with increasing fine amounts. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Brents, for adoption. Proposal No. 622, 1993 was adopted on the following roll call vote; viz:

23 YEAS: Borst, Brents, Coughenour, Curry, Dowden, Franklin, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
5 NOT VOTING: Black, Boyd, Giffin, Gilmer, Golc
1 NOT PRESENT: Beadling

Proposal No. 622, 1993 was retitled GENERAL ORDINANCE NO. 165, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 165, 1993

A GENERAL ORDINANCE revising the enforcement procedures for civil zoning violations to comply with state statutes, by making certain violations subject to admission and payment through the ordinance violations bureau, in lieu of the current procedure of warning tickets and a series of citations with increasing fine amounts. (Amends Sections 6, 7 and 10, and repeals Sections 8 and 9, of Appendix D, Part 26 of the Code, and amends Sec. 103-52 of the Rev. Code.)

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Appendix D, Part 26 of the Code of Indianapolis and Marion County, Indiana, specifically Sections 6, 7, 8, 9 and 10, be and is hereby, amended by deleting the stricken-through text, and by inserting the underlined text, to read as follows:

Sec. 6. Civil Zoning Violations.

A. ~~The Following shall be deemed civil zoning violations which may be enforced by the designated enforcement entity in accordance with the procedures set forth in sections 6, 7 and 8 of this ordinance.~~ It shall be unlawful for any person who is the owner or contract vendee of, or who has a possessory interest in, real property located in Marion County to cause, suffer or allow any of the following civil zoning violations to occur on such property:

1. The location, erection, or maintenance of any sign not specifically permitted by the Sign Regulations of Marion County, Indiana;

2. The failure to obtain an Improvement Location Permit when one is required by the terms and provisions of the Improvement Location Permit Ordinance of Marion County, Indiana;

3. The outdoor storage of junk, trash, or debris in any zoning district the provisions of which do not specifically permit such a use;

4. The outdoor storage of inoperable motor vehicles or motor vehicle parts in any zoning district the provisions of which do not specifically permit such a use;

5. The parking or storage, in any zoning district the provisions of which do not specifically permit such a use, of any motor vehicle used or designed: (a) for use in pulling, towing, hauling, transporting, or (b) as a temporary or permanent base, platform or support for equipment, machinery, materials or other goods. This provision shall include ~~(including~~ but not be limited to school buses, buses used for public transportation, stake body trucks, dump trucks, trucks or tractors having dual rear wheels or more than two (2) axles, semi-trailer tractors, semi-trailers and trailers having dual rear wheels or more than one (1) axle or having an overall length of more than twelve (12) feet~~)~~. However, this provision does not apply to motor vehicles which do not exceed the three-quarter ton load classification in size and which are the sole ~~primary source of~~ vehicular transportation for ~~an individual whose primary place of residence is the particular dwelling at~~ a resident of the property upon which the commercial motor vehicle is parked or stored ~~on a regular basis~~;

6. The outdoor storage or display of merchandise or goods in any zoning district the provisions of which do not specifically permit such a use or in violation of zoning district development standards regulating said use.;

7. The conduct of any activity in a dwelling zoning district, not specifically enumerated as a permitted primary or accessory use in that zoning district, and which activity has not been legally established by a currently valid variance, special exception or other approval grant;

8. Failure to comply with zoning district development standards, including but not limited to landscaping, paving or striping of parking areas, minimum parking space requirements, dumpster enclosure, fencing or screening requirements;

9. The failure to comply with the terms, provisions, conditions or commitments of a variance grant, special exception, rezoning ordinance, or other approval grant; and

10. The violation of a Stop Work Order issued pursuant to Section 5.

B. Each day a civil zoning violation remains uncorrected constitutes a second or subsequent violation. It shall be a defense to an action to enforce a civil zoning violation that the use or activity alleged to be a civil zoning violation is a legally established nonconforming use.

~~B. Any person who uses property in violation of subsection (A) shall be deemed to have committed a civil zoning violation and may be issued a citation by the designated enforcement entity pursuant to Section 7.~~

~~C. Each day a violation remains uncorrected is a distinct and separate civil zoning violation subject to an additional citation and fine in the amount prescribed by subsection (D) below provided a warning ticket, if required, has first been issued pursuant to Section 7 (B).~~

~~D. The monetary fine for each civil zoning violation shall be Fifty Dollars ($50.00), except that for a repeated civil zoning violation, the following fines shall apply.~~

~~Second Citation ---------- $100.00~~
~~Third Citation ---------- $150.00~~
~~Fourth Citation ---------- $200.00~~
~~Each Citation in excess of four ---- $300.00~~

~~In no event shall the total monetary fine for each civil zoning violation exceed Two Thousand Five Hundred Dollars ($2,500.00).~~

~~E. All fines prescribed by this section for civil zoning violations shall be paid to the controller, who shall render to the person making the payment a receipt stating the amount and purpose for which the fine has been paid, a duplicate of which shall be made a part of the records of the city. All fines thus received shall be deposited with the controller.~~

Sec. 7. ~~Citation for~~ Civil Zoning Violations~~.~~; Enforcement

~~A. The Administrator or his duly authorized designees may issue a civil citation to a person who commits a civil zoning violation or to the legal owner, the contract vendee, or any person or entity with a possessory interest in the real estate upon which the violation occurs allows a civil zoning violation to be committed on real estate in which the person has a possessory interest. The citation may be served by personal service, by certified~~

~~mail, by First class U.S. mail or by placement in a conspicuous place on the property where the violation occurs and shall serve a notice to a person that he has committed a civil zoning violation.~~

~~B. No citation shall be issued unless the person who commits a civil zoning violation or the legal owner, the contract vendee, or any person or entity with a possessory interest in the real estate upon which the violation occurs allows a civil zoning violation to be committed on real estate in which the person has a possessory interest has been issued a warning ticket not less than ten (10) days before the issuance of the citation to allow said person to correct the violation to come into compliance with the prescribed zoning ordinance or regulation. However, the issuance of a warning ticket is not required before issuing a citation for the violation of a Stop Work Order issued pursuant to Section 5.~~

~~C. If a person who receives a warning ticket or a citation elects to file a land use petition, then the person must indicate his intent to file the land use petition on the warning ticket or citation and return a copy to the Division of Development Services. A person shall have ten (10) days following the issuance of the warning ticket to file the petition, and additional monetary fines as prescribed in Section 6(D) shall be stayed upon receipt of the warning ticket by the Division or upon filing the land use petition, whichever first occurs. A person who files the petition within said time period must pursue the land use petition in an expeditious fashion. If the land use petition is denied, withdrawn, or dismissed for lack of prosecution and the civil zoning violation continues at the real estate, then a lawsuit will be commenced by the designated enforcement entity in Municipal, Circuit or Superior Court of Marion County, Indiana.~~

~~D. The warning ticket shall include:~~

~~1. Date,~~
~~2. Name and address,~~
~~3. Section number of ordinance in violation and name of ordinance,~~
~~4. Nature of violation,~~
~~5. Place and time of violation,~~
~~6. Range of fines which could be assessed upon continued noncompliance activity,~~
~~7. Specific time allowed to bring the violative activity into compliance,~~
~~8. Name, business address and phone number of person issuing a warning ticket, and~~
~~9. Statement to violator of option to file land use petition.~~

~~E. The citation shall appear on serialized designated form and include:~~

~~1. Date,~~
~~2. Name and address,~~
~~3. Section number of ordinance in violation and name of ordinance,~~
~~4. Nature of violation,~~
~~5. Place and time of violation,~~
~~6. Amount of fine assessed,~~
~~7. Manner and location to pay fine, and date of payment not less than seven (7) days following the issuance of the citation.~~
~~8. Notice that each day is a new violation,~~
~~9. Name, business address and phone number of person issuing citation,~~
~~10. Statement to violator of right to elect trial, and~~
~~11. Statement to violator of option to file land use petition.~~

A. The first civil zoning violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of the Revised Code of the Consolidated City and County.

B. In addition to the procedures listed in Chapter 103 of the Revised Code, a person who has been cited for a violation of this section may elect, within ten (10) days following the issuance of a citation, to file a land use petition. The filing of a land use petition, or subsequent issuance of a variance, special exception, rezoning or other approval of the land use petition, shall not constitute a defense of any civil zoning violation which occurs prior to the issuance of the variance, special exception, rezoning or other approval.

C. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in Sec. 1-8 of the Code of Indianapolis and Marion County, Indiana.

~~Sec. 8. Trial for Civil Zoning Violations.~~

~~A. A person who receives a citation may elect to stand trial for the offense by indicating on the citation his intent to stand trial and returning a copy of the citation to the Division of Development Services. The returned copy of the citation shall serve as a notice of the person's intent to stand trial, and additional monetary fines prescribed in Section 6(D) shall be stayed upon receipt of the notice. The notice shall be given at least five (5) days before the date of payment set forth in the citation. On receipt of the notice of intention to stand trial, a lawsuit will be commenced by the designated enforcement entity in Municipal, Circuit, or Superior Court of Marion County, Indiana. The matter shall be scheduled for trial, and a Summons and an Order to Appear shall be served upon the Defendant.~~

~~B. If a person who receives a citation fails to pay the assessed fine by the date of payment set forth in the citation and fails to give notice of his intention to stand trial as prescribed in subsection (A) above, the designated enforcement entity may file a civil lawsuit as provided by applicable laws and seek penalties as prescribed in section 9.~~

~~C. In proceedings before the Court for a civil zoning violation, the Indiana Rules of Trial Procedure shall govern. The designated enforcement entity has the burden of proving the civil zoning violation by a preponderance of the evidence. It shall be a defense to an action to enforce a civil zoning violation citation that the use or activity alleged to be a civil zoning violation is a legally established nonconforming use.~~

~~D. A person adjudged to have committed a civil zoning violation is liable for the Court cost and fees. No cost shall be assessed against the designated enforcement entity in any such action.~~

~~E. Seeking a civil penalty as authorized in this section, does not preclude the designated enforcement entity from seeking alternative relief for the Court in the same action, or from seeking injunctive relief or any other remedy in a separate action for the enforcement of I.C. 36-7-4 or any ordinance adopted or action taken under I.C. 36-7-4.~~

~~F. A change of venue from Marion County shall not be granted in such a case, as provided in I.C. 36-7-4-1014(d).~~

~~Sec. 9. General Penalties.~~

~~A. Whenever in any chapter, article, or section of Marion County Council Ordinance No. 8-1957, as amended, Zoning Ordinance for Marion County, Indiana, or of any ordinances amendatory thereof or supplemental thereto, the doing of any act, or the omission to do any act or to perform any duty, is a violation, any person held liable by a court of competent jurisdiction for such violation shall be fined not more than Two Thousand Five Hundred Dollars ($2,500.00) for each such violation, act or omission.~~

~~B. For violations continued or renewed after the imposition of a fine in subsection (A) above, each day's violation shall constitute a separate offense.~~

~~C. In addition to the foregoing penalty prescribed in subsections (A) and (B) above, the designated enforcement entity may enjoin or abate any violation of zoning ordinances and land use regulations of Marion County, Indiana by appropriate action.~~

Sec. ~~10~~ 8. Conflict of ordinances; Severability, Partial invalidity.

A. If this amendment is in conflict with any existing ordinance, or any amendment thereof, the one which establishes a higher standard for promotion and protection of public health, safety, comfort, morals, convenience, and general public welfare overrides the other.

B. If for any reason any article, division, section, subsection, sentence, clause, phrase, or word of this ordinance should be declared unconstitutional or invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance which shall remain in full force and effect; therefore, the provisions of this amendment are hereby declared severable.

SECTION 2. Sec. 103-52 of the Revised Code of the Consolidated City and County, be, and is hereby, amended by inserting the underlined text, to read as follows:

Sec. 103-52. Schedule of Code Provisions and Penalties. The following code (or ordinance) provisions and respective civil penalties are designated for enforcement through the ordinance violations bureau:

Code Section	Subject Matter	Civil Penalty
4-71	Open burning	50.00
6-4	Animal at large - 1st offense in calendar year	50.00
6-71	Unlicensed dog - 1st offense in calendar year	50.00
6-150	Unvaccinated dog or cat - 1st offense in calendar year	50.00
7-20	Swimming in unguarded waters - 1st offense in calendar year	50.00
17-151	Sale of tobacco products without license - 1st offense	45.00
17-154	Prohibited distributions of tobacco products - 1st offense	45.00
17-780	Unlicensed transient merchant - 1st offense in calendar year	50.00
17½-8	Littering on premises of another	45.00
17½-17	Vehicle losing its load - 1st offense in calendar year	50.00
18-2	Unlawful noise - 1st offense in calendar year	50.00
20-9	Loitering - 1st offense in calendar year	50.00
20-46	Noisy house - 1st offense in calendar year	50.00
21½-14	3rd false alarm in calendar year	20.00
21½-14	4th false alarm in calendar year	30.00
21½-14	5th through 7th false alarm in calendar year	40.00
22-2	In park after hours - 1st offense in calendar year	50.00
22-9	Alcohol in park - 1st offense in calendar year	50.00
28-16	Parking prohibited for street repairs and cleaning	12.50
29-8	Pedestrian violations	12.50
29-27	Parking when temporarily prohibited	12.50
29-97	Display of unauthorized traffic controls	12.50
29-98	Interference with traffic control devices	12.50
29-123	Unlawful use of horn or sounding device	15.00
29-223	Unlawfully parked trailer	12.50
29-252	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00
29-253	Unlawful parking in certain school areas	12.50
29-254	Unlawful manner of parking	12.50
29-255	No required lights on certain parked vehicles	12.50
29-256.1	Violation of handicapped parking restrictions	45.00
29-256.2	Unlawful parking in handicapped parking meter zone	45.00
29-257	Unloading perpendicular to curb without permit	12.50
29-258	Unlawful use of bus stops and taxicab stand	12.50
29-259	Unlawful use of passenger and loading zones	12.50
29-260	Unlawful parking adjacent to certain buildings	12.50
29-262	Unlawful parking for display for sale or advertising	12.50
29-263	Unlawful parking for more than 6 hours	12.50
29-264	Unlawful parking of commercial vehicles at night	12.50
29-265	Unlawful parking in alleys or on certain narrow streets	12.50
29-266	Unlawful parking in designated special parking areas	12.50
29-267	Parking on certain streets where prohibited at all times	12.50
29-268	Stopping, standing or parking on streets where prohibited at all times	12.50
29-269	Parking on certain streets where prohibited at all times on certain days	12.50
29-270	Parking on certain streets when prohibited at certain times on certain days	12.50
29-271	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m. - 9:00 a.m., 7:00 a.m. - 9:00 a.m., 3:00 p.m. - 6:00 p.m., 4:00 p.m. - 6:00 p.m.	25.00
29-272	Parking longer than permitted on certain streets at certain times on certain days	12.50
29-284	Parking in excess of time permitted in parking meter zone	12.50
29-291	Parking in meter zone when temporarily prohibited	12.50
29-297	Overtime parking in metered parking space	12.50
29-321	Unlawful parking during snow emergency	25.00
29-335	Leaving taxicab unattended	12.50
29-336	Unlawful parking of bus or taxicab	12.50
29-337	Unlawful parking in certain mailbox zones	12.50
29-341	Unlawful stopping, standing or parking near fire hydrant	45.00
29-342	Unlawful obstruction of fire lane	25.00
29-398	Unlawful loading or unloading of private bus	12.50
29-400	Unlawfully stopping of food vendor vehicle	12.50

29-401	Violation of noise restriction on food vendors	12.50
29-403	Failure of food vending vehicle to display required warnings	12.50
29-403.2	Unlawful vending for other than curb side of vending vehicle	12.50
29-406	Operation of bicycle without required equipment	12.50
29-407	Unlawful operation of bicycle	12.50
29-424	Operation of unregistered bicycle	7.50
29-440	Consumption or possession by operator of motor vehicle 1st offense in calendar year	50.00
29-441	Operating motor vehicle containing open alcoholic beverages 1st offense in calendar year	50.00

Appendix D.
Part 26,

Sec. 6	Civil zoning violations - 1st offense in calendar year	50.00

SECTION 3. This ordinance shall be in full force and effect from and after adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 654, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 654, 1993 on December 8, 1993. This proposal amends the Code by authorizing the county to contract with the sheriff for salary compensation in lieu of collection fees and by repealing Sec. 2-21 of the Code. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Proposal No. 654, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Borst, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
4 NOT VOTING: Black, Boyd, Giffin, Golc
1 NOT PRESENT: Beadling

Proposal No. 654, 1993 was retitled GENERAL ORDINANCE NO. 166, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 166, 1993

A GENERAL ORDINANCE authorizing the county to contract with the sheriff for salary compensation in lieu of collection fees and repealing Sec. 2-21 of the Code.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Code of Indianapolis and Marion County, Indiana is hereby amended by adopting a new Sec. 2-23 to read as follows:

Sec. 2-23. Compensation of sheriff.

(a) To the extent authorized by the city-county council in fixing the compensation of elected officials, the county auditor may enter into a contract with the county sheriff providing that to the extent the county sheriff agrees to deposit fee compensation in the county general fund, additional salary will be paid to the county sheriff.

(b) Such salary contract shall provide (i) for a fixed annual salary to be paid from the county general fund as other county officials are paid, and (ii) for a fixed amount of fee compensation, which the sheriff might otherwise retain under IC 6-8.1-8-3(f)(1), that the sheriff shall deposit into the county general fund, which shall be in addition to the amount otherwise deposited under IC 6-8.1-8-3(f)(3).

(c) A contract made under the authority of this article shall be for a term ending as of the end of a calendar ending before or concurrently with the sheriff's term of office and shall in any event terminate upon the death or resignation of the sheriff making the agreement.

SECTION 2. Sec. 2-21 of the Code of Indianapolis and Marion County is hereby repealed.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 674, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 674, 1993 on November 29, 1993. This proposal transfers and appropriates $24,000 for the County Coroner to pay contractual expenses. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Black, for adoption. Proposal No. 674, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:
2 NOT VOTING: Giffin, Golc
1 NOT PRESENT: Beadling

Proposal No. 674, 1993 was retitled FISCAL ORDINANCE NO. 116, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional Twenty Four Thousand Dollars ($24,000) in the County General Fund for purposes of the County Coroner and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (g) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Coroner to pay contractual expenses.

SECTION 2. The sum of Twenty-four Thousand Dollars ($24,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

COUNTY CORONER	COUNTY GENERAL FUND
3. Other Services and Charges	$24,000
TOTAL INCREASE	$24,000

SECTION 4. The said increased appropriation is funded by the following reductions:

COUNTY CORONER	COUNTY GENERAL FUND
1. Personal Services	$24,000
TOTAL REDUCTION	$24,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL SERVICE DISTRICT COUNCILS

A quorum being present, the President called the Police Special Service District Council to order at 9:35 p.m.

SPECIAL ORDERS - PUBLIC HEARING
POLICE SPECIAL SERVICE DISTRICT

PROPOSAL NO. 445, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 445, 1993 on November 22, 1993. This proposal appropriates $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project. By a 3-2 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Jimison, to strike Proposal No. 445, 1993. The proposal was stricken by unanimous voice vote.

OLD BUSINESS

Councillor Curry moved, seconded by Councillor Boyd, to strike Proposals Nos. 286, 454, and 455, 1993. The proposals were stricken by unanimous voice vote.

ANNOUNCEMENTS AND ADJOURNMENT

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Marshall E. Taylor and Michael Harold Lee. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 13th day of December, 1993.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Beurt SerVaas
President

ATTEST:

Clerk of the Council

(SEAL)

1993 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number		Journal Page
1 SPONSORED BY: West DIGEST: appropriating $100,000 for the City-County Council's anticipated expenses relating to cable franchise matters REFERRED TO: Administration and Finance Committee	Adopted	01/25/93	Not Req.	F.O.	2	56
2 SPONSORED BY: Curry DIGEST: appropriating $120,000 for the County Auditor to cover salary and service expenses associated with the Tax Increment Financing District projects REFERRED TO: Administration and Finance Committee	Adopted	01/25/93	Not Req.	F.O.	3	57
3 SPONSORED BY: Ruhmkorff DIGEST: appropriating $10,703,854 to repay the 1992 welfare notes REFERRED TO: Community Affairs Committee	Adopted	01/25/93	01/29/93	F.O.	4	58
4 SPONSORED BY: McClamroch DIGEST: transferring and appropriating $250,000 for the Office of the Corporation Counsel to cover contracting expenses with law firms REFERRED TO: Administration and Finance Committee	Adopted	01/25/93	01/29/93	F.O.	6	62
5 SPONSORED BY: West DIGEST: reappointing Mary Alice Buckler to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	01/25/93	Not Req.	C.R.	2	43
6 SPONSORED BY: West DIGEST: reappointing Stephanie S. Prichard to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	02/22/93	Not Req.	C.R.	35	115
7 SPONSORED BY: West DIGEST: reappointing Reverend Paul Sanders to the Public Housing Advisory Council REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	Not Req.	C.R.	3	43
8 SPONSORED BY: West DIGEST: reappointing Charles Pechette to the Public Housing Advisory Council REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	Not Req.	C.R.	4	43
9 SPONSORED BY: O'Dell DIGEST: approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1993 REFERRED TO: Parks and Recreation Committee	Adopted	01/25/93	Not Req.	C.R.	8	45

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
10 SPONSORED BY: Dowden DIGEST: approving the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	C.R. 9	46
11 SPONSORED BY: Dowden DIGEST: transferring and appropriating $550,000 in the County General Fund and $400,000 in the Cumulative Capital Development Fund for the County Sheriff to facilitate in paying certain salary and fringe benefits by reallocating the use of Cumulative Capital Development Funds REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	Not Req.	F.O. 9	106
12 SPONSORED BY: Beadling, Moriarty DIGEST: increases penalties for certain uncontested ordinance violations REFERRED TO: Transportation Committee	Adopted	02/08/93	02/16/93	G.O. 10	81
13 SPONSORED BY: Coughenour DIGEST: approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1993 REFERRED TO: Public Works Committee	Adopted	01/25/93	Not Req.	C.R. 10	47
14 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	Not Req.	C.R. 13	72
15 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1993 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	Not Req.	C.R. 14	72
16 SPONSORED BY: Gilmer DIGEST: approving the Mayor's appointment of E. Mitchell Roob, Jr., as Director of the Department of Transportation for a term ending December 31, 1993 REFERRED TO: Transportation Committee	Adopted	01/25/93	Not Req.	C.R. 11	47
17 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Park District not to exceed $25,885,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R. 1	85

	Action	Date	Approved By Mayor	Ordinance Number		Journal Page
18 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding Bonds of the Park District not to exceed $7,980,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	2	87
19 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Metropolitan Thoroughfare District not to exceed $60,385,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	3	88
20 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding Bonds of the Metropolitan Thoroughfare District not to exceed $18,490,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	4	91
21 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Redevelopment District not to exceed $22,710,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	5	93
22 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding bonds of the Redevelopment District not to exceed $3,000,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	6	94
23 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Sanitary District not to exceed $124,200,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	7	95
24 SPONSORED BY: Curry DIGEST: approving the issuance of Refunding Bonds of the Sanitary District not to exceed $15,260,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	8	99
25 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Flood Control District not to exceed $38,680,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	9	101
26 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding Bonds of the Flood Control District not to exceed $3,235,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	G.R.	10	103

1993 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
27 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9535 Pendleton Pike REFERRED TO: Whole Committee	Adopted	01/04/93	Not Req.	R.O. 1	8
28 SPONSORED BY: West DIGEST: reappointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	Not Req.	C.R. 12	48
29 SPONSORED BY: West DIGEST: appointing Jon M. Bailey to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	C.R. 5	44
30 SPONSORED BY: West DIGEST: appointing Susie Davie to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	C.R. 6	44
31 SPONSORED BY: West DIGEST: appointing Patricia S. Nickell to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	C.R. 7	44
32 SPONSORED BY: West DIGEST: reappointing W. Tobin McClamroch to the Audit Committee REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R. 15	73
33 SPONSORED BY: West DIGEST: reappointing Donald J. Hargadon to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R. 16	74
34 SPONSORED BY: West DIGEST: reappointing Joe M. Rink to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R. 17	74
35 SPONSORED BY: West DIGEST: reappointing James E. Sawyers to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R. 18	74
36 SPONSORED BY: West DIGEST: reappointing Mary Alice Buckler to the Information Services Agency Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R. 19	75

	Action	Date	Approved By Mayor	Ordinance Number		Journal Page
37 SPONSORED BY: West DIGEST: reappointing Clifford R. Snedeker to the Information Services Agency Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R.	20	75
38 SPONSORED BY: West DIGEST: reappointing John von Arx to the Information Services Agency Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R.	21	75
39 SPONSORED BY: Rhodes DIGEST: approving a public purpose grant in the amount of $25,000 for the purpose of Central Indiana Radio Reading Inc. REFERRED TO: Administration and Finance Committee	Adopted	02/22/93	02/26/93	S.R.	10	125
40 SPONSORED BY: West DIGEST: reappointing Sue Shively to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	02/22/93	Not Req.	C.R.	36	115
41 SPONSORED BY: West DIGEST: reappointing Claudia Prosser to the Indianapolis City-Market Corporation REFERRED TO: Metropolitan Development Committee	Adopted	02/22/93	Not Req.	C.R.	37	115
42 SPONSORED BY: West DIGEST: reappointing Ruby Miller to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R.	22	75
43 SPONSORED BY: West DIGEST: reappointing Ray Battey to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	C.R.	23	76
44 SPONSORED BY: West DIGEST: reappointing Ray R. Irvin to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/12/93	Not Req.	C.R.	38	192
45 SPONSORED BY: West DIGEST: reappointing Jesse Moore to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Stricken	02/22/93				134
46 SPONSORED BY: West DIGEST: reappointing J. Lloyd Grannan to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	C.R.	24	76

	Action	Date	Approved By Mayor	Ordinance Number		Journal Page
47 SPONSORED BY: West DIGEST: reappointing Chris R. Lowery to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	C.R.	25	76
48 SPONSORED BY: West DIGEST: reappointing Rudy Hightower to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	C.R.	26	77
49 SPONSORED BY: West DIGEST: reappointing Elliott Nelson to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	C.R.	27	77
50 SPONSORED BY: West DIGEST: reappointing Dr. Philip C. Borst to the Indianapolis-Marion County Forensic Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	C.R.	28	77
51 SPONSORED BY: Dowden DIGEST: renewing the Community Corrections program for fiscal year 1993-94 and approving the actions of the Community Corrections Advisory Board with respect to the 1993-94 grant application to the State REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	C.R.	33	107
52 SPONSORED BY: Dowden DIGEST: appropriating $14,238 for Community Corrections to hire an Intensive Supervision Officer for the Municipal Court to aid with the release of selected home detainees REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	02/16/93	F.O.	7	104
53 SPONSORED BY: Schneider DIGEST: appropriating $2,400 for the Superior Court, Criminal Division, Probation Department, to contract with a temporary service to hire a data entry clerk REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	F.O.	8	105
54 SPONSORED BY: SerVaas DIGEST: amending the Revised Code and making certain changes in the Public Defender Board and Agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/22/93	02/26/93	G.O.	9	128

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
55 SPONSORED BY: Coughenour DIGEST: appropriating individual participant contributions into a fund under the Department of Public Works from which the revenue can be received and expenditures made for the benefit of the consortium REFERRED TO: Public Works Committee	Adopted	02/22/93	02/26/93	F.O. 11	116
56 SPONSORED BY: West DIGEST: reappointing Tony Buford to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	02/08/93	Not Req.	C.R. 29	78
57 SPONSORED BY: West DIGEST: reappointing Arno Haupt to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	02/08/93	Not Req.	C.R. 30	78
58 SPONSORED BY: Coughenour DIGEST: establishing a Department of Public Works special revenue fund for specific revenue sources restricted for specific purposes REFERRED TO: Administration and Finance Committee	Adopted	02/22/93	02/26/93	G.O. 12	117
59 SPONSORED BY: West DIGEST: reappointing Holley Holmes to the Transportation Board REFERRED TO: Transportation Committee	Adopted	02/08/93	Not Req.	C.R. 31	78
60 SPONSORED BY: West DIGEST: reappointing Howard Howe to the Transportation Board REFERRED TO: Transportation Committee	Adopted	02/08/93	Not Req.	C.R. 32	79
61 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing a traffic signal at 82nd Street (3900 E) and Clearwater Crossing (District 3) REFERRED TO: Transportation Committee	Adopted	02/08/93	02/16/93	G.O. 7	109
62 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a traffic signal at Olney Street and 62nd Street (District 7) REFERRED TO: Transportation Committee	Adopted	01/25/93	01/29/93	G.O. 6	49
63 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a change in the speed limit on a segment of 62nd Street between Keystone and State Road 37 (District 7) REFERRED TO: Transportation Committee	Adopted	02/08/93	02/16/93	G.O. 8	109

1993 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
64 SPONSORED BY: All Councillors DIGEST: concerning the Ft. Benjamin Harrison Finance Center REFERRED TO: Whole Committee	Adopted	01/25/93	01/29/93	S.R. 1	42
65 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 101 South German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 2	53
66 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11209 East Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 3	53
67 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 101 South German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 4	53
68 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 3350 Lafayette Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 5	53
69 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 527-45 Eastern Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 6	53
70 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5692 Central Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 7	53
71 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6366 Oaklandon Road, rear (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 8	54
72 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2001 Yandes Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 9	54

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
73 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 9151 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 10	54
74 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 3950 Moller Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 11	54
75 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 20, 5302 Churchman Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 12	54
76 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 3920 South Post Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 13	54
77 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 3920 South Post Road, (rear) (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 14	54
78 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4625 West 52nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 15	54
79 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5412 North High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 16	54
80 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4501 West 71st Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 17	55
81 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7853 Oaklandon Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	R.O. 18	55

	Action	Date	Approved By Mayor	Ordinance Number		Journal Page
82 SPONSORED BY: Rhodes						
DIGEST: appropriating $6,053,811 for the Department of Administration, Central Equipment Management Division, to purchase/lease vehicles for 1993						
REFERRED TO: Administration and Finance Committee						
	Adopted	02/22/93	02/26/93	F.O.	12	123
83 SPONSORED BY: Rhodes						
DIGEST: transferring and appropriating $6,300 for the Washington Township Assessor to comply with new purchasing procedures						
REFERRED TO: Administration and Finance Committee						
	Adopted	02/22/93	02/26/93	F.O.	14	132
84 SPONSORED BY: Rhodes						
DIGEST: amending S.R. No. 80, 1992 by clarifying participation dates of County employees who join the Public Employees Retirement Fund						
REFERRED TO: Administration and Finance Committee						
	Adopted	04/26/93	04/29/93	S.R.	23	248
85 SPONSORED BY: Boyd, Mullin, Ruhmkorff						
DIGEST: concerning a "Union Only Project Agreement"						
REFERRED TO: Municipal Corporations Committee Committee						
	Defeated	03/15/93				142
86 SPONSORED BY: Moriarty						
DIGEST: appropriating $117,000 for the Presiding Judge of the Municipal Court, Probation Department, to continue the Treatment Alternatives to Street Crimes program						
REFERRED TO: Public Safety and Criminal Justice Committee						
	Adopted	02/22/93	Not Req.	F.O.	13	124
87 SPONSORED BY: Dowden						
DIGEST: amending the Code by updating the county corrections fund						
REFERRED TO: Public Safety and Criminal Justice Committee						
	Adopted	02/22/93	02/26/93	G.O.	11	133
88 SPONSORED BY: Smith						
DIGEST: amending the Code concerning unattended children in motor vehicles						
REFERRED TO: Public Safety and Criminal Justice Committee						
	Postponed Indefinitely					
89 SPONSORED BY: Coughenour						
DIGEST: authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between Indianapolis and Beech Grove for treatment of Beech Grove sewage by Indianapolis						
REFERRED TO: Public Works Committee						
	Adopted	03/15/93	03/19/93	S.R.	14	163
90 SPONSORED BY: Moriarty						
DIGEST: amending the Code by authorizing a four-way stop at Bosart Avenue and Nowland Avenue (District 15)						
REFERRED TO: Transportation Committee						
	Adopted	03/15/93	03/19/93	G.O.	18	176

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
91 SPONSORED BY: Beadling, Gilmer DIGEST: recognizing Richard G. Patterson REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	S.R. 4	68
92 SPONSORED BY: Mullin, Coughenour, Short DIGEST: recognizing the Roncalli City Basketball Champions REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	S.R. 5	69
93 SPONSORED BY: Beadling, Moriarty DIGEST: urging the Department of Transportation to study improved signage REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	S.R. 7	69
94 SPONSORED BY: Short, Beadling, Hinkle, Jones, Rhodes DIGEST: concerning Indianapolis, U.S.A., and Monza, Italy REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	S.R. 6	70
95 SPONSORED BY: Smith DIGEST: urging the Indiana General Assembly to transfer property tax controls to county authority and the electorate REFERRED TO: Rules and Public Policy Committee Committee	Stricken	08/23/93			613
96 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 2550 Cold Spring Road (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	R.O. 19	80
97 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 11501 East 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	R.O. 20	80
98 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8050 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	R.O. 21	80
99 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8070 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	R.O. 22	80

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
100 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4456 and 4460 North Keystone Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	R.O. 23	80
101 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8302 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	R.O. 24	80
102 SPONSORED BY: Rhodes DIGEST: amending S.W.C.S.S.D.F.O. No. 1, 1992 (Solid Waste Collection Special Service District Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993 REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	S.W.C.S.S.D. F.O. 1	167
103 SPONSORED BY: Rhodes DIGEST: amending F.O. No. 57, 1992 (City-County Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993 REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	F.O. 16	169
104 SPONSORED BY: Rhodes DIGEST: amending the Code concerning sick leave pay out for certain laid-off employees REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	G.O. 15	169
105 SPONSORED BY: Gilmer DIGEST: authorizing the lease of office space for the Pike Township Assessor REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	S.R. 15	171
106 SPONSORED BY: Rhodes DIGEST: appropriating $46,930 for the Information Services Agency to cover expenses associated with assuming the operation of the Department of Public Works Digital Equipment Corporation computers REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	F.O. 10	151
107 SPONSORED BY: Borst DIGEST: transferring and appropriating $149,393 for the County Coroner to cover salary and supply expenses associated with performing pathology services in-house REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	Not Req.	F.O. 17	172

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
108 SPONSORED BY: Franklin DIGEST: appropriating $16,927 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	10/11/93			837
109 SPONSORED BY: Dowden DIGEST: appropriating $86,265 for the Superior Court, Juvenile Division/Detention Center, to cover 1993 salary expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/15/93	Not Req.	F.O. 15	152
110 SPONSORED BY: West DIGEST: amending the Code to allow Monument Circle to be included in parade routes for certain events REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/15/93	03/19/93	G.O. 16	173
111 SPONSORED BY: Coughenour, Borst DIGEST: amending the Code by establishing a supplemental repair charge in addition to the regular sewer user charge for the area in Perry Township previously served by Southside Utilities, Inc. REFERRED TO: Public Works Committee	Adopted	03/15/93	03/19/93	G.O. 13	153
112 SPONSORED BY: Coughenour, Borst DIGEST: approving annexation into the Indianapolis Sanitary District an area in Perry Township previously served by Southside Utilities, Inc. REFERRED TO: Public Works Committee	Adopted	03/15/93	03/19/93	S.R. 16	157
113 SPONSORED BY: Rhodes DIGEST: reestablishing the Indianapolis Cumulative Capital Development Fund for the years 1994, 1995 and 1996 REFERRED TO: Rules and Public Policy Committee	Adopted	05/24/93	05/26/93	S.O. 5	306
114 SPONSORED BY: West DIGEST: reestablishing the Marion County Cumulative Capital Development Fund for the years 1994, 1995 and 1996 REFERRED TO: Rules and Public Policy Committee	Adopted	05/24/93	05/26/93	S.O. 6	308
115 SPONSORED BY: Curry, Beadling, Franklin, Giffin, Gilmer, Ruhmkorff, Smith DIGEST: amending the Code by establishing oversight review processes for the 1993-1995 Capital Improvement Program REFERRED TO: Rules and Public Policy Committee	Adopted	03/15/93	03/19/93	G.O. 17	174

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
116 SPONSORED BY: Smith DIGEST: amending the Code by authorizing stop signs at various intersections in the Big Run subdivision (District 23) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 19	176
117 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing stop signs at various locations in The Islands subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 20	177
118 SPONSORED BY: Borst, Mullin DIGEST: amending the Code by authorizing stop signs at Rahke Road and South Creek Drive North, and at Webb Street and LeGrande Avenue (Districts 20, 25) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 21	178
119 SPONSORED BY: SerVaas DIGEST: amending the Code by changing the intersection controls at Central Avenue and 82nd Street and at Central Avenue and 84th Street from a two-way stop to a multi-way stop (District 2) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 22	178
120 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing multi-way stops at Admirals Point Drive and Old Stone Drive, and at Admirals Bay Drive and Old Stone Drive (District 5) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 23	179
121 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a multi-way stop at Cross Key Drive and Middleton Court and Bridger Court (District 1) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 24	179
122 SPONSORED BY: Gray DIGEST: amending the Code by authorizing a multi-way stop at Dapple Trace and 58th Street (District 9) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 25	180
123 SPONSORED BY: Gray DIGEST: amending the Code by changing the intersection controls at Illinois Street and 32nd Street from a traffic signal to stop signs (District 9) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 26	181

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
124 SPONSORED BY: Williams DIGEST: amending the Code by changing the parking restrictions on a segment of Brookside Avenue (District 22) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 27	181
125 SPONSORED BY: Williams DIGEST: amending the Code by changing the parking restrictions on College Avenue between 27th Street and Fall Creek Parkway, North Drive (District 22) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 28	182
126 SPONSORED BY: Brents DIGEST: amending the Code by deleting the parking restrictions on Dr. Martin Luther King Jr. Street on the west side from 10th Street to 11th Street (Districts 9, 16) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 29	183
127 SPONSORED BY: Moriarty DIGEST: amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Michigan Street and Gray Street (District 15) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 30	183
128 SPONSORED BY: Black, Rhodes DIGEST: amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Crestview Avenue and 54th Street (Districts 6, 7) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 31	183
129 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a bus stop zone at 1635 West Michigan Street in front of the Goodwill Industries (District 17) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 32	184
130 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a bus stop zone on a segment of Michigan Street in the vicinity of University Blvd. (District 16) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	G.O. 33	184
131 SPONSORED BY: Beadling, Giffin DIGEST: recognizing Indianapolis entertainer Hal Fryar REFERRED TO: Whole Committee	Adopted	02/22/93	02/26/93	S.R. 8	114

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
132 SPONSORED BY: Giffin					
DIGEST: approving and authorizing certain actions and notifying the trustee of the Wabash Valley Power Association, Inc.'s desire to redeem certain economic development revenue bonds					
REFERRED TO: Economic Development Committee					
	Adopted	02/22/93	02/26/93	S.R. 9	121
133 SPONSORED BY: West					
DIGEST: reappointing Jack H. Hall, M.D. to the Metropolitan Development Commission					
REFERRED TO: Metropolitan Development Committee					
	Adopted	05/10/93	Not Req.	C.R. 44	268
134 SPONSORED BY: West					
DIGEST: reappointing Michael Rodman to the Metropolitan Development Commission					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/12/93	Not Req.	C.R. 39	186
135 SPONSORED BY: West					
DIGEST: reappointing Randolph L. Snyder to the Metropolitan Development Commission					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/12/93	Not Req.	C.R. 40	187
136 SPONSORED BY: West					
DIGEST: appointing Nelson S. Hart to the Beech Grove Public Library Board					
REFERRED TO: Municipal Corporations Committee					
	Adopted	05/24/93	Not Req.	C.R. 51	293
137 SPONSORED BY: West					
DIGEST: appointing Charles E. Kendall to the Board of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/12/93	Not Req.	C.R. 41	187
138 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6802 West 21st Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	02/22/93	Not Req.	R.O. 25	122
139 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6804 West 21st Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	02/22/93	Not Req.	R.O. 26	122
140 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2424 East South County Line Road					
REFERRED TO: Whole Committee					
	Adopted	02/22/93	Not Req.	R.O. 27	122

	Action	Date	Approved By Mayor	Ordinance Number		Journal Page
141 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11210 East 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	R.O.	28	122
142 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5023 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	R.O.	29	123
143 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2635 Kentucky Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req	R.O.	30	123
144 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 23, 2850 South Emerson Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	R.O.	31	123
145 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8401 East Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	R.O.	32	123
146 SPONSORED BY: Ruhmkorff DIGEST: a special ordinance authorizing the issuance of the City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000 REFERRED TO: Economic Development Committee	Adopted	03/15/93	03/19/93	S.O.	1	146
147 SPONSORED BY: Giffin DIGEST: an inducement resolution for American Health Care-Castleton, Inc. in an amount not to exceed $2,500,000 for the acquisition of a one-story nursing home facility REFERRED TO: Economic Development Committee	Adopted	03/15/93	03/19/93	S.R.	13	148

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page

148 SPONSORED BY: Ruhmkorff

DIGEST: determining not to allow the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to fund welfare services for the remainder of 1993, and authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners, to borrow $19,350,000 from a financial institution on behalf of the Marion County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing

REFERRED TO: Community Affairs Committee

Adopted	04/12/93	04/14/93	S.O.	3	205

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149 SPONSORED BY: Ruhmkorff

DIGEST: granting the request of the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to pay the cost of providing welfare services for the remainder of 1993, and authorizing and ordering the County Auditor to borrow such funds from a financial institution and issue notes evidencing the borrowed funds and appropriating the borrowed funds

REFERRED TO: Community Affairs Committee

Stricken	04/12/93				213

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150 SPONSORED BY: Ruhmkorff

DIGEST: appropriating $3,914,984 for the Department of Public Welfare to pay the expenses of wards in institutions

REFERRED TO: Community Affairs Committee

Adopted	04/12/93	04/14/93	F.O.	18	214

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151 SPONSORED BY: Beadling, Brents, Gilmer, Golc, SerVaas

DIGEST: designating a section of Tenth Street as the "Vietnam Veterans Memorial Way"

REFERRED TO: Metropolitan Development Committee

Adopted	05/10/93	05/20/93	S.R.	28	266

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152 SPONSORED BY: O'Dell

DIGEST: appropriating $557,000 for the Department of Parks and Recreation, Natural Resources Division, to pay for tree maintenance and other contractual services

REFERRED TO: Parks and Recreation Committee

Adopted	04/12/93	04/14/93	F.O.	19	215

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153 SPONSORED BY: O'Dell

DIGEST: appropriating $134,000 for the Department of Parks and Recreation, Support Services Division, to develop a strategic plan for parks and recreation

REFERRED TO: Parks and Recreation Committee

Adopted	04/12/93	04/14/93	F.O.	20	216

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154 SPONSORED BY: O'Dell

DIGEST: appropriating $11,868 for the Department of Parks and Recreation, Marketing Services Division, to continue the Youth Conservation Corp Build-A-Park Program in 1993

REFERRED TO: Parks and Recreation Committee

Adopted	04/12/93	04/14/93	F.O.	21	217

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
155 SPONSORED BY: Boyd					
DIGEST: appointing David W. Hamilton to the Marion County Public Defender Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/12/93	Not Req.	C.R. 42	196
156 SPONSORED BY: Boyd					
DIGEST: appointing Virginia Dill McCarty to the Marion County Public Defender Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/12/93	Not Req.	C.R. 43	196
157 SPONSORED BY: Moriarty					
DIGEST: appropriating $317 for the Presiding Judge of the Municipal Court to purchase supplies for the GED/Literacy Program funded by grants from Indiana Black Expo, Inc. and Melvin Simon & Associates					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/12/93	Not Req.	F.O. 22	218
158 SPONSORED BY: Dowden					
DIGEST: appropriating $20,272 for the Auditor to provide fringe benefits for Juvenile Court's companion Proposal No. 109, 1993					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/12/93	Not Req.	F.O. 23	219
159 SPONSORED BY: Dowden					
DIGEST: appropriating $44,271 for the Marion County Justice Agency to conduct the Drug Use Forecasting Program through an inter-agency agreement with the National Institute of Justice					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/12/93	04/14/93	F.O. 24	220
160 SPONSORED BY: Dowden					
DIGEST: appropriating $372,074 for the Marion County Justice Agency to remit the final arbitrage payment on the JUSTIS bond and to cover repair expenses and the purchase of new equipment for the JUSTIS II system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/26/93	04/29/93	F.O. 25	241
161 SPONSORED BY: Coughenour					
DIGEST: amending the Code by extending the current sewer service and user rates					
REFERRED TO: Public Works Committee					
	Adopted	04/12/93	04/14/93	G.O. 14	221
162 SPONSORED BY: SerVaas					
DIGEST: amending the Code by authorizing a multi-way stop at Fox Hill Drive and Hoover Road (District 2)					
REFERRED TO: Transportation Committee					
	Adopted	04/12/93	04/14/93	G.O. 34	223

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
163 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a four-way stop at Olney Street and 61st Street (District 7) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	G.O. 35	223
164 SPONSORED BY: Brents DIGEST: amending the Code by authorizing parking restrictions on Ray Street between Meridian Street and Union Street (District 16) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	G.O. 36	224
165 SPONSORED BY: Brents DIGEST: amending the Code concerning parking restrictions in the downtown area and on East Washington Street (District 16, 22) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	G.O. 37	224
166 SPONSORED BY: Brents, Golc DIGEST: amending the Code concerning parking restrictions on Washington Street from West Street to Somerset Avenue (District 16, 17) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	G.O. 38	228
167 SPONSORED BY: Gilmer, Hinkle, West, Williams DIGEST: recognizing John P. Willen, P.E. REFERRED TO: Whole Committee	Adopted	03/15/93	03/19/93	S.R. 11	140
168 SPONSORED BY: Golc DIGEST: remembering Judge John W. Tranberg REFERRED TO: Whole Committee	Adopted	03/15/93	03/19/93	S.R. 12	141
169 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1314 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	R.O. 33	149
170 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1818 East Stop 10 Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	R.O. 34	149
171 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 3561 English Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	R.O. 35	150

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
172 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1790 East 54th Street (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	R.O. 36	150
173 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 530 North Rural Street (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	R.O. 37	150
174 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7658 Noel Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	R.O. 38	150
175 SPONSORED BY: Giffin DIGEST: appointing Jeb Conrad to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	04/26/93			260
176 SPONSORED BY: West DIGEST: appointing Leslie Read to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	04/26/93			260
177 SPONSORED BY: Ruhmkorff DIGEST: amending S.O. 1, 1993 which authorizes the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000 and amending the authorized redemption provisions and certain other matters REFERRED TO: Economic Development Committee	Adopted	04/12/93	04/14/93	S.O. 2	200
178 SPONSORED BY: Giffin DIGEST: amending S.R. 76, 1991 by extending the expiration date on the Inducement Resolution for Allison Gas Turbine Division to October 31, 1993 REFERRED TO: Economic Development Committee	Adopted	04/12/93	04/14/93	S.R. 19	202
179 SPONSORED BY: Rhodes DIGEST: appropriating $86,214 for the County Auditor to pay the law enforcement continuing education program fees for the law enforcement agencies within Marion County REFERRED TO: Administration and Finance Committee	Stricken	05/24/93			298

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
180 SPONSORED BY: Rhodes DIGEST: appropriating $61,295 for the Department of Administration, Central Equipment Management Division, to purchase a new dump truck REFERRED TO: Administration and Finance Committee	Adopted	04/26/93	04/29/93	F.O. 26	243
181 SPONSORED BY: Dowden DIGEST: amending the Code concerning sick leave for police officers REFERRED TO: Administration and Finance Committee	Adopted	04/26/93	04/29/93	G.O. 39	249
182 SPONSORED BY: West DIGEST: reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	C.R. 45	269
183 SPONSORED BY: West DIGEST: reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	C.R. 46	269
184 SPONSORED BY: West DIGEST: reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	C.R. 47	269
185 SPONSORED BY: West DIGEST: appointing Deborah Long to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	C.R. 52	327
186 SPONSORED BY: West DIGEST: reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	C.R. 48	270
187 SPONSORED BY: West DIGEST: reappointing David R. Shirley to the Metropolitan Board of Zoning Appeals Division III REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	C.R. 49	270
188 SPONSORED BY: McClamroch DIGEST: amending the Central Business District Zoning Ordinance to permit "dwelling unit(s)" either as a single building/use or as a part of a building/use in the CBD-2 and CBD-3 Districts REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	G.O. 67	342

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
189 SPONSORED BY: McClamroch DIGEST: amending the Regional Center Zoning Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a change of use after Regional Center Approval has been granted REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	G.O. 68	350
190 SPONSORED BY: McClamroch DIGEST: amending the Improvement Location Permit Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a use after a variance of use has been granted by the Board of Zoning Appeals REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	G.O. 69	351
191 SPONSORED BY: Dowden DIGEST: confirming local court rule authorizing filing of court pleadings by facsimile transmission REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/10/93	05/20/93	S.R. 31	285
192 SPONSORED BY: Dowden DIGEST: amending the Code concerning pre-trial release fees REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	G.O. 40	251
193 SPONSORED BY: Dowden DIGEST: appropriating $14,227 for the Prosecuting Attorney, acting as subgrantee for the Indiana Criminal Justice Institute, to pay the salary of one domestic violation counsellor for the Salvation Army for its Domestic Violence Victim's Counseling Project REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	F.O. 27	244
194 SPONSORED BY: Dowden DIGEST: appropriating $10,000 for the Prosecuting Attorney to extend the Street Terrorist Offender Program through September 30, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	F.O. 28	245
195 SPONSORED BY: Dowden DIGEST: appropriating $62,400 for the Prosecuting Attorney to pay the salaries of an additional deputy prosecutor and a probation officer with the new drunk driving program REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	Not Req.	F.O. 29	246
196 SPONSORED BY: Dowden DIGEST: appropriating $21,851 for the Superior Court, Juvenile Division/ Detention Center, to pay the salary of a truancy probation officer REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	Not Req.	F.O. 60	605

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
197 SPONSORED BY: Dowden DIGEST: transferring and appropriating $2,000 for the Superior Court, Juvenile Division/Detention Center to purchase supplies REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	10/25/93			897
198 SPONSORED BY: Dowden DIGEST: appropriating $22,000 for the Marion County Public Defender Agency to increase 1993 appropriations to the amount specified in the 1992 public defender mandate settlement REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	F.O. 30	247
199 SPONSORED BY: Jimison DIGEST: appropriating $3,600 for the Superior Court, Criminal Division, Probation Department, to fund a workshop series that will provide assessments of probations REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/10/93	Not Req.	F.O. 33	282
200 SPONSORED BY: Borst DIGEST: transferring and appropriating $64,220 for the Forensic Services Agency to pay the salaries of an additional latent print examiner and a laboratory custodian REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	F.O. 31	253
201 SPONSORED BY: Coughenour DIGEST: approving a Board of Public Works resolution regarding the write-off of certain sewer service accounts of $25 or less REFERRED TO: Public Works Committee	Adopted	05/10/93	05/20/93	G.R. 12	286
202 SPONSORED BY: Coughenour DIGEST: amending the Code concerning air pollution control REFERRED TO: Public Works Committee	Adopted	06/07/93	06/09/93	G.O. 70	353
203 SPONSORED BY: Gilmer DIGEST: amending the Code authorizing intersection controls for the subdivisions of Huntington Pointe and Huntington Ridge (District 1) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 41	254
204 SPONSORED BY: Giffin DIGEST: amending the Code authorizing stop signs at Banner Avenue and Dunn Way, and Dunn Way and Prairie Depot (District 19) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 42	255

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
205 SPONSORED BY: Borst DIGEST: amending the Code authorizing stop signs at Katherine Drive and Louise Drive (District 25) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 43	256
206 SPONSORED BY: Williams DIGEST: amending the Code authorizing stop signs at Allegheny Street and Cincinnati Street (District 22) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 44	256
207 SPONSORED BY: Schneider DIGEST: amending the Code authorizing a traffic signal for the main entrance of North Willow Mall on West 86th Street (2370 W) (District 3) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 45	257
208 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing (1) a multi-way stop at the intersection of Lafayette Road and Moore Road, and (2) a speed reduction on a segment of Lafayette Road from Wilson Road to County Line Road (District 1) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 46	258
209 SPONSORED BY: Jones DIGEST: amending the Code by changing the intersection controls from traffic signals to stop signs at Station Street and 25th Street (District 10) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 47	258
210 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing one-way traffic for the alley between College Avenue and 63rd Place (District 2) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 48	259
211 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing parking restrictions on a segment of Pepperidge Drive from Mitthoefer Road to dead end (District 5) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	G.O. 49	259
212 SPONSORED BY: Hinkle, Brents, Giffin, Golc, Shambaugh DIGEST: recognizing the 1992-93 Ben Davis Giants basketball team REFERRED TO: Whole Committee	Adopted	04/12/93	04/14/93	S.R. 17	190
213 SPONSORED BY: Hinkle, Brents, Giffin, Golc, Shambaugh DIGEST: recognizing the Ben Davis High School Golf Team REFERRED TO: Whole Committee	Adopted	04/12/93	04/14/93	S.R. 18	191

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
214 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 3520 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 44	239
215 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 3520 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 45	239
216 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 3520 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 46	239
217 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 4920 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	R.O. 55	
218 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6351 Five Points Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 39	203
219 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 2999 North Raceway Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 40	203
220 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 5120 East 82nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 41	203
221 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1720 Country Club Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 42	203
222 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6719 Coffman Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 43	204

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
223 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6410 Winona Drive (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 44	204
224 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 529-545 Lord Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 45	204
225 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 620 East Georgia Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	R.O. 46	204
226 SPONSORED BY: Gilmer DIGEST: approving a public purpose grant to USS Indianapolis Survivors Memorial Organization, Inc. in the amount of $5,000 REFERRED TO: Administration and Finance Committee	Adopted	04/26/93	04/29/93	S.R. 22	240
227 SPONSORED BY: Rhodes DIGEST: appropriating $150,420 for the Cable Communications Agency to cover the following expenses: (1) salaries through the end of fiscal year 1993, (2) cable franchise renewal procedures, and (3) the upgrade, maintenance and repair of equipment REFERRED TO: Administration and Finance Committee	Adopted	08/02/93	08/05/93	F.O. 57	465
228 SPONSORED BY: Borst DIGEST: transferring and appropriating $27,000 for the County Auditor to purchase equipment REFERRED TO: Administration and Finance Committee	Adopted	05/10/93	Not Req.	F.O. 35	287
229 SPONSORED BY: Borst DIGEST: approving the Mayor's appointment of Daniel T. Kozlowski as Director of the Department of Metropolitan Development REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	C.R. 50	271
230 SPONSORED BY: O'Dell DIGEST: approving certain public purpose grants for support of the arts REFERRED TO: Parks and Recreation Committee	Adopted	05/10/93	05/20/93	G.R. 11	283

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
231 SPONSORED BY: Borst DIGEST: appropriating $108,095 to the County Recorder to cover the personnel expenses REFERRED TO: Administration and Finance Committee	Adopted	05/24/93	Not Req.	F.O. 36	299
232 SPONSORED BY: Dowden DIGEST: appropriating $270,723 to the Marion County Public Defender Agency to pay contractual public defender expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/10/93	05/20/93	F.O. 34	284
233 SPONSORED BY: Williams DIGEST: amending the Code by removing parking meters on the west side of Capitol Avenue between 16th Street and 21st Street (District 22) REFERRED TO: Transportation Committee	No Action Taken in 1993				
234 SPONSORED BY: Giffin, Borst DIGEST: recognizing William K. McGowen, Jr. REFERRED TO: Whole Committee	Adopted	04/26/93	04/29/93	S.R. 20	236
235 SPONSORED BY: Gilmer DIGEST: recognizing radio newscaster Fred Heckman REFERRED TO: Whole Committee	Adopted	04/26/93	04/29/93	S.R. 21	237
236 SPONSORED BY: Curry DIGEST: rejecting amendments to Regulation XIII Asbestos Abatement, adopted April 8, 1993 REFERRED TO: Public Works Committee	Adopted	06/07/93	Not Req.	C.R. 55	363
237 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 5640 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 47	240
238 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3102 West 79th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 48	240
239 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 128 South College Avenue (Rear) (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 49	241

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
240 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1202 North Girls School Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 50	241
241 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 3940 North Pennsylvania Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	R.O. 51	241
242 SPONSORED BY: Borst DIGEST: appropriating $20,053 for the County Recorder to purchase additional magnetic disk storage and work stations REFERRED TO: Administration and Finance Committee	Adopted	05/24/93	Not Req.	F.O. 37	299
243 SPONSORED BY: Borst DIGEST: transferring and appropriating $15,500,378 for the Department of Metropolitan Development, Division of Neighborhood and Development Services, to comply with the Redevelopment Act which requires that monies given or paid for redevelopment purposes shall be credited to the redevelopment fund REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	06/09/93	F.O. 40	336
244 SPONSORED BY: O'Dell DIGEST: appropriating $115,300 for the Department of Parks and Recreation, Recreation and Special Facilities Division and Natural Resources Division, to use for purposes as specified by donors such as developing Skiles Test Estate Park REFERRED TO: Parks and Recreation Committee	Adopted	05/24/93	05/26/93	F.O. 38	300
245 SPONSORED BY: O'Dell DIGEST: authorizing the issuance and sale of a Note of the City of Indianapols Park and Recreation District and to appropriate the proceeds of the Note REFERRED TO: Parks and Recreation Committee	Adopted	05/24/93	05/26/93	F.O. 39	301
246 SPONSORED BY: Curry, Boyd DIGEST: reviewing the Department of Utilities of the City of Indianapolis and Marion County REFERRED TO: Rules and Public Policy Committee	Stricken	06/21/93			388
247 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls for The Willows subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 54	314

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
248 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing intersection controls for the Chatam Pointe subdivision (District 7) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 55	314
249 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for various locations in the City of Lawrence REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 56	315
250 SPONSORED BY: Gilmer, Gray DIGEST: amending the Code by authorizing intersection controls for the Meridian Park subdivision, section 1 (District 9) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 57	315
251 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing intersection controls for the Grassey Creek subdivision (District 13) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 58	315
252 SPONSORED BY: Ruhmkorff, O'Dell DIGEST: amending the Code by authorizing intersection controls for the Cumberland Estates, Sections 1 and 2 (Districts 12, 13) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 59	316
253 SPONSORED BY: Gray DIGEST: amending the Code by authorizing intersection controls for the Bretton Wood subdivision (District 9) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 60	316
254 SPONSORED BY: Giffin DIGEST: amending the Code by authorizing intersection controls for the Decatur Commons subdivision (District 19) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 61	317
255 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls for the North by Northwest Business Park (District 1) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 62	317
256 SPONSORED BY: Golc DIGEST: amending the Code by authorizing a multi-way stop at Astor Street and Reisner Street (District 17) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 63	318

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
257 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing multi-way stops at the intersections of Camberwood Drive and Crickwood Drive, Camberwood Drive and Lanston Drive, and Crickwood Drive and Lippincott Way (District 2) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 64	318
258 SPONSORED BY: Brents, Williams DIGEST: amending the Code by authorizing stop signs at the intersections of Muskingum Street and 10th Street, Muskingum Street and St. Clair Street, and Muskingum Street and Walnut Street (District 16, 22) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 65	319
259 SPONSORED BY: Black DIGEST: amending the Code by authorizing multi-way stop signs at Illinois Street and 43rd Street (District 6) REFERRED TO: Transportation Committee	Postponed Indefinitely				
260 SPONSORED BY: Black DIGEST: amending the Code by authorizing multi-way stop signs at Illinois Street and 40th Street (District 6) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 53	312
261 SPONSORED BY: Gray DIGEST: amending the Code by authorizing a traffic signal at Clarendon Road and 38th Street (District 9) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 52	312
262 SPONSORED BY: Jones DIGEST: amending the Code by authorizing a change in intersection controls at Dearborn Street and Massachusetts Avenue (District 10) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 66	320
263 SPONSORED BY: Dowden, Boyd DIGEST: amending the Code by authorizing a change in the speed limit for Crawfordsville Road from High School Road to Georgetown Road and for Shadeland Avenue from I-465 to 82nd Street (Districts 4, 8, 11) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	G.O. 51	310
264 SPONSORED BY: Williams DIGEST: amending the Code by deleting the College Avenue "bus lane" between Fairfield Avenue and Massachusetts Avenue and authorizing turn restrictions and on-street parking controls on this segment (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 79	431

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
265 SPONSORED BY: Boyd, West, SerVaas DIGEST: remembering Richard W. Guthrie REFERRED TO: Whole Committee	Adopted	05/10/93	05/20/93	S.R. 24	264
266 SPONSORED BY: Black DIGEST: recognizing King's Kids REFERRED TO: Whole Committee	Adopted	05/10/93	05/20/93	S.R. 25	265
267 SPONSORED BY: Golc DIGEST: recognizing Department of Public Works retiree Bobby Lee Dorney REFERRED TO: Whole Committee	Adopted	05/10/93	05/20/93	S.R. 26	267
268 SPONSORED BY: Golc, Borst, Jones DIGEST: recognizing the 1993 White River Park State Games REFERRED TO: Whole Committee	Adopted	05/10/93	05/20/93	S.R. 27	267
269 SPONSORED BY: Giffin DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Health Care Facility Revenue Bond (Castleton Nursing Home Project) Series 1993 in the principal amount not to exceed $2,500,000 REFERRED TO: Economic Development Committee	Adopted	05/24/93	05/25/93	S.O. 4	295
270 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. 39, 1992, as amended, to extend the expiration date contained in the Inducement Resolution for Herff Jones, Inc. to December 31, 1993 REFERRED TO: Economic Development Committee	Adopted	05/10/93	05/20/93	S.R. 29	276
271 SPONSORED BY: Giffin DIGEST: an inducement resolution for Associated Investors, Incorporated in an amount not to exceed $6,500,000 for the acquisition and renovation of existing multi-family residential rental units for use in low and moderate income housing REFERRED TO: Economic Development Committee	Adopted	05/10/93	05/20/93	S.R. 30	277
272 SPONSORED BY: Dowden DIGEST: appropriating $970,000 for the Department of Public Safety, Police Division, for construction of an annex to the North District IPD headquarters and for construction of a new South District IPD headquarters REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	P.S. 1	398

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
273 SPONSORED BY: Dowden					
DIGEST: appropriating $3,287,500 for the Department of Public Safety, Fire Division, to replace: (1) Fire Station Nos. 18 and 28, (2) the heat, ventilation and air conditioning system at IFD headquarters on New Jersey Street, and (3) the ventilation systems at various fire stations					
REFERRED TO: Public Safety and Criminal Justice Committee				F.S.S.D.	
	Adopted	06/21/93	06/25/93	F.O. 1	399
274 SPONSORED BY: BORST					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6813 East 21st Street					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	Not Req.	R.O. 56	278
275 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8160 Hunters Place (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	Not Req.	R.O. 57	279
276 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1502 Country Club Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	Not Req.	R.O. 58	279
277 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8450 Rockville Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	Not Req.	R.O. 59	279
278 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8424 Rockville Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	Not Req.	R.O. 60	279
279 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 5225-5229 Regent Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	Not Req.	R.O. 61	279
280 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3870 South Foltz Street (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	Not Req.	R.O. 62	279

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
281 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 3205 East Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	R.O. 63	279
282 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 2807 Tansel Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	R.O. 64	279
283 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9825 East 96th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	R.O. 65	279
284 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3730 North Kitley Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	R.O. 66	280
285 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 15 Country Club Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	R.O. 67	280
286 SPONSORED BY: Hinkle DIGEST: limiting the authority of any city or county official, department or agency to provide governmental services outside the Consolidated City or Marion County REFERRED TO: Rules and Public Policy Committee	Stricken	12/13/93			1075
287 SPONSORED BY: Rhodes DIGEST: amending the Code by adding a new Section 23-13 concerning an early retirement benefit program REFERRED TO: Administration and Finance Committee	Adopted	06/07/93	06/09/93	G.O. 71	363
288 SPONSORED BY: Rhodes DIGEST: establishing procedures for accounting and appropriations of revenues from the law enforcement education program fee REFERRED TO: Administration and Finance Committee	Adopted	06/07/93	06/09/93	G.O. 72	365

1993 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
289 SPONSORED BY: Rhodes, McClamroch					
DIGEST: transferring and appropriating $11,210 for the Washington Township Assessor to cover supply and computer equipment expenses					
REFERRED TO: Administration and Finance Committee					
	Adopted	06/07/93	06/09/93	F.O. 46	365
290 SPONSORED BY: Coughenour					
DIGEST: appropriating $1,840 for the County Commissioners to pay a speaker fee for the Marion County Parent Teachers Association					
REFERRED TO: Administration and Finance Committee					
	Adopted	06/07/93	06/09/93	F.O. 41	337
291 SPONSORED BY: Coughenour, Brents					
DIGEST: concerning the availability of mental health services					
REFERRED TO: Community Affairs Committee					
	Adopted	06/07/93	06/09/93	S.R. 37	367
292 SPONSORED BY: Borst					
DIGEST: amending the Code regarding the noise caused by the construction or repair of buildings					
REFERRED TO: Metropolitan Development Committee					
	Adopted	06/07/93	06/09/93	G.O. 73	368
293 SPONSORED BY: Borst					
DIGEST: approving the disbursement of a portion of the Community Development Block Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	06/07/93	06/09/93	S.R. 38	370
294 SPONSORED BY: Dowden					
DIGEST: appropriating $175,000 for the Sheriff to pay Riverside Community Corrections to house inmates during the months of April-July 1993					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/07/93	Not Req.	F.O. 42	338
295 SPONSORED BY: Dowden					
DIGEST: reappropriating $62,400 for the Prosecuting Attorney and repealing Fiscal Ordinance No. 29, 1993					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/07/93	Not Req.	F.O. 43	339
296 SPONSORED BY: Dowden					
DIGEST: appropriating $140,665 of Home Detention User Fees for Community Corrections to cover operating expenses for the 1993-1994 fiscal year					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/07/93	06/09/93	F.O. 44	340
297 SPONSORED BY: Dowden					
DIGEST: appropriating $746,385 for Community Corrections to utilize a state grant for fiscal year 1993-1994					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/07/93	06/09/93	F.O. 45	341

1993 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
298 SPONSORED BY: SerVaas, Borst, Coughenour, Curry, Dowden, Golc Hinkle, Jimison, Moriarty, O'Dell DIGEST: creating the Court Space Reorganization Commission REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/07/93	Not Req.	C.R. 56	373
299 SPONSORED BY: Curry DIGEST: amending the Code concerning the powers and duties of the Metropolitan Emergency Communications Agency and its Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	G.O. 74	389
300 SPONSORED BY: West DIGEST: reappointing Brice A. Tressler to the Air Pollution Control Board REFERRED TO: Public Works Committee	Adopted	06/07/93	Not Req.	C.R. 53	328
301 SPONSORED BY: West DIGEST: appointing Bernie Paul to the Air Pollution Control Board REFERRED TO: Public Works Committee	Adopted	06/07/93	Not Req.	C.R. 54	328
302 SPONSORED BY: West DIGEST: reappointing Fred G. Johnston, Jr. to the Board of Ethics REFERRED TO: Rules and Public Policy Committee	Adopted	06/21/93	Not Req.	C.R. 57	382
303 SPONSORED BY: West DIGEST: reappointing Judy Seubert to the Board of Ethics REFERRED TO: Rules and Public Policy Committee	Adopted	06/21/93	Not Req.	C.R. 58	383
304 SPONSORED BY: Coughenour, Beadling, Borst, Boyd, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, SerVaas, Short, Smith, Williams DIGEST: amending the Code concerning smoking restrictions REFERRED TO: Rules and Public Policy Committee	Adopted	08/23/93	08/25/93	G.O. 101	621
305 SPONSORED BY: Boyd DIGEST: establishing a Task Force on Consultant Policies REFERRED TO: Administration and Finance Committee	Stricken	11/08/93			949
306 SPONSORED BY: Boyd DIGEST: condemning the actions of the local Black Panther Militia REFERRED TO: Whole Committee	Adopted	05/24/93	05/26/93	S.R. 32	292

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
307 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 5050 West Troy Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	R.O. 68	297
308 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 9901 East 38th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	R.O. 69	297
309 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2051 West 79th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	R.O. 70	297
310 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7145 East 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	R.O. 71	297
311 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6510 Georgetown Road (approximaste address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	R.O. 72	298
312 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12151 East 65th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	R.O. 73	298
313 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12201 East 65th Street (address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	R.O. 74	298
314 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (MMM - Invest, Inc. Project) in an aggregate principal amount not to exceed $2,145,000 REFERRED TO: Economic Development Committee	Adopted	06/07/93	06/09/93	S.O. 7	332

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
315 SPONSORED BY: Giffin DIGEST: amending S.R. No. 84, 1990, as amended, by extending the expiration date on the Inducement Resolution for Meadows Revival, Inc. through December 31, 1993 REFERRED TO: Economic Development Committee	Adopted	06/07/93	06/09/93	S.R. 35	333
316 SPONSORED BY: Giffin DIGEST: amending S.R. No. 72, 1990, as amended, by extending the expiration date on Inducement Resolution for Homeward Partners, Inc. through December 31, 1993 REFERRED TO: Economic Development Committee	Adopted	06/07/93	06/09/93	S.R. 36	334
317 SPONSORED BY: Rhodes DIGEST: approving a public purpose grant in the amount of $75,000 to Indiana University-Purdue University at Indianapolis for the purpose of financing educational access cable television programming REFERRED TO: Administration and Finance Committee	Adopted	06/21/93	06/25/93	S.R. 42	393
318 SPONSORED BY: Dowden DIGEST: creating a Clerk's Record Perpetuation Fund REFERRED TO: Administration and Finance Committee	Adopted	07/12/93	07/14/93	G.O. 77	424
319 SPONSORED BY: Rhodes DIGEST: creating an Enhanced Access Fund and Board REFERRED TO: Administration and Finance Committee	Adopted	07/12/93	07/14/93	G.O. 78	426
320 SPONSORED BY: Borst DIGEST: consolidating the Commercial Special Exception Ordinance, the Adult Entertainment Business Ordinance and the Commercial Zoning Ordinance into one document REFERRED TO: Metropolitan Development Committee	Adopted	08/02/93	Not Req.	G.O. 97	469
321 SPONSORED BY: Borst DIGEST: approving the disbursement of $878,000 of Community Development Block Grant Funds REFERRED TO: Metropolitan Development Committee	Adopted	06/21/93	06/25/93	S.R. 43	393
322 SPONSORED BY: Dowden DIGEST: appropriating $135,000 for the Metropolitan Emergency Communication Agency to acquire and install TDD (Telecommunication Devices for the Deaf) equipment REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	F.O. 47	387

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
323 SPONSORED BY: Dowden DIGEST: transferring and appropriating $10,000 for the Superior Court, Juvenile Division/Detention Center, to cover the costs for a new roof, gutters and downspouts REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	Not Req.	F.O. 49	395
324 SPONSORED BY: Dowden DIGEST: transferring and appropriating $10,000 for the Superior Court, Juvenile Division/Detention Center, to repair the boiler and to cover other renovation costs REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	Not Req.	F.O. 50	396
325 SPONSORED BY: Golc DIGEST: transferring and appropriating $1,500 for the Marion County Drug Court to purchase flags and additional supplies REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	F.O. 51	397
326 SPONSORED BY: Dowden DIGEST: appropriating $42,000 for Community Corrections to pay the salary of the executive director of Project Courage funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	F.O. 48	388
327 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing stop signs in the Allison Pointe subdivision (District 3) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 80	435
328 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing stop signs at Park Avenue and 84th Street (District 2) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 81	435
329 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Fairway Drive, Steven Street and 72nd Street (District 2) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 82	436
330 SPONSORED BY: McClamroch DIGEST: amending the Code by authorizing a multi-way stop at Washington Boulevard and 84th Street (District 2) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 83	436

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
331 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing a multi way stop at the intersection of Bertha Street, Cloverleaf Court and Hardin Boulevard (District 18) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 84	437
332 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing a multi-way stop at Mitthoefer Road and Prospect Street (District 13) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 85	437
333 SPONSORED BY: Brents DIGEST: amending the Code by authorizing the signal removal at the intersection of King Avenue and Michigan Street (District 16) REFERRED TO: Transportation Committee	Postponed Indefinitely				
334 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing parking restrictions on Johnson Avenue from Washington Street to Julian Street (District 13) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 86	439
335 SPONSORED BY: Moriarty, Short DIGEST: amending the Code by authorizing parking restrictions on Prospect Street between Sherman Avenue and Keystone Avenue (Districts 15, 21) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 87	439
336 SPONSORED BY: Brents DIGEST: amending the Code by authorizing 90 degree parking for Indiana Avenue between North Street and New York Street (District 16) REFERRED TO: Transportation Committee	Postponed Indefinitely				
337 SPONSORED BY: Williams DIGEST: amending the Code by deleting rush hour parking restrictions on the west side of College Avenue between Ohio Street and Massachusetts Avenue (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 88	440
338 SPONSORED BY: Williams DIGEST: amending the Code by authorizing rush hour parking restrictions for Delaware Street on the westside from Fall Creek Parkway to 30th Street and for Washington Boulevard on the westside from Fall Creek Parkway to 30th Street (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 89	441

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
339 SPONSORED BY: Brents, Williams DIGEST: amending the Code by deleting all trolley stops (Districts 16, 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 90	441
340 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing weight limit restrictions for Farley area (District 18) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 91	443
341 SPONSORED BY: Mullin DIGEST: amending the Code by authorizing weight limit restrictions on Brill Street from Southern Avenue to Troy Avenue (District 20) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 92	444
342 SPONSORED BY: Williams DIGEST: amending the Code by authorizing a loading zone for 1125 Brookside Avenue (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 93	444
343 SPONSORED BY: Hinkle DIGEST: recognizing retired teacher Mimis Antonopoulos REFERRED TO: Whole Committee	Adopted	06/07/93	06/09/93	S.R. 33	326
344 SPONSORED BY: Hinkle DIGEST: recognizing retired teachers Larry and Carol Highbaugh REFERRED TO: Whole Committee	Adopted	06/07/93	06/09/93	S.R. 34	327
345 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7040 West 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/07/93	Not Req.	R.O. 75	335
346 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 4630 East 79th Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/07/93	Not Req.	R.O. 76	335
347 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3455 Mann Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/07/93	Not Req.	R.O. 77	335

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
348 SPONSORED BY: Borst DIGEST: appropriating $3,173,913 for the Department of Metropolitan Development, Community Development Administration, for the 1993 Community Development Block Grant Program REFERRED TO: Metropolitan Development Committee	Adopted	07/12/93	07/14/93	F.O. 52	417
349 SPONSORED BY: Borst DIGEST: approving the disbursement of $50,000 of Community Development Block Grant Funds REFERRED TO: Metropolitan Development Committee	Adopted	07/12/93	07/14/93	S.R. 46	429
350 SPONSORED BY: West DIGEST: appointing Diana Wilson Hall to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	08/23/93	Not Req.	C.R. 61	593
351 SPONSORED BY: Mullin, SerVaas DIGEST: urging the adoption of Daylight Saving Time REFERRED TO: Rules and Public Policy Committee	Adopted	08/23/93	08/25/93	S.R. 55	614
352 SPONSORED BY: West DIGEST: appointing Susan Brooks to the Marion County Community Corrections Advisory Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	07/12/93	Not Req.	C.R. 59	406
353 SPONSORED BY: Dowden DIGEST: amending the Code by revising the manner in which franchise fees are established for the towing of vehicles REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/02/93	08/05/93	G.O. 98	581
354 SPONSORED BY: Dowden DIGEST: establishing an Office of the Court Administrator for the Superior and Circuit Courts of Marion County REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	07/12/93	07/14/93	G.O. 75	418
355 SPONSORED BY: Dowden DIGEST: appropriating $65,635 for the Office of the Court Administrator to cover operating costs for the balance of 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	07/12/93	07/14/93	F.O. 53	419

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
356 SPONSORED BY: Moriarty					
DIGEST: appropriating $50,000 for the Presiding Judge of the Municipal Court to fund the first year of a three-year program to study the effectiveness of the different types of alcohol treatment programs now being used by the Municipal Court Probation Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Postponed Indefinitely				
357 SPONSORED BY: Dowden					
DIGEST: appropriating $72,990 for Community Corrections to continue an Intensive Probation Services Program for juveniles for fiscal year 1993-1994 funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/12/93	07/14/93	F.O. 54	420
358 SPONSORED BY: West					
DIGEST: appropriates funds from Enhanced 9-1-1 fees for public safety answering services					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/12/93	Not Req.	F.O. 55	421
359 SPONSORED BY: Beadling					
DIGEST: amending the Code by authorizing a multi-way stop at Old Stone Drive and Promontory Road (District 5)					
REFERRED TO: Transportation Committee					
	Adopted	07/12/93	07/14/93	G.O. 94	445
360 SPONSORED BY: Ruhmkorff					
DIGEST: amending the Code by authorizing 90 degree parking on Chateau Court, around the cul-de-sac (District 12)					
REFERRED TO: Transportation Committee					
	Adopted	07/12/93	07/14/93	G.O. 95	445
361 SPONSORED BY: Franklin					
DIGEST: recognizing IPS School 11 principal Mamie R. Thompson					
REFERRED TO: Whole Committee					
	Adopted	06/21/93	06/25/93	S.R. 39	380
362 SPONSORED BY: Smith					
DIGEST: recognizing heroine Sue Catron					
REFERRED TO: Whole Committee					
	Adopted	06/21/93	06/25/93	S.R. 40	381
363 SPONSORED BY: Jimison					
DIGEST: congratulating Make-A-Wish Foundation during their Tenth Anniversary in Indiana					
REFERRED TO: Whole Committee					
	Adopted	06/21/93	06/25/93	S.R. 41	382

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
364 SPONSORED BY: Smith DIGEST: amending the Code by authorizing a traffic signal at Arlington Avenue and Thompson Road (District 23) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	G.O. 96	446
365 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8829 and 8835 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	R.O. 90	416
366 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3120 North Meridian Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	R.O. 78	385
367 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3051-3131 North Illinois Street, 3130 North Meridian Street, 120 West 30th Street, 3009-3043 North Kenwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	R.O. 79	385
368 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 51 West Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	R.O. 80	385
369 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6819 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	R.O. 81	385
370 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6279 Ralston Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	R.O. 82	386
371 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8055 U.S. 31 South (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	R.O. 83	386

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
372 SPONSORED BY: Giffin					
DIGEST: approving the issuance of City of Indianapolis, Indiana Variable/ Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project) in an aggregate principal amount not to exceed $3,500,000					
REFERRED TO: Economic Development Committee					
	Adopted	07/12/93	07/16/93	S.O. 8	408
373 SPONSORED BY: Giffin					
DIGEST: an Inducement Resolution for Brulin & Company, Inc. in an amount not to exceed $1,500,000 for an addition to the existing facilities located at 2920 Dr. Andrew J. Brown Avenue					
REFERRED TO: Economic Development Committee					
	Adopted	07/12/93	07/14/93	S.R. 45	411
374 SPONSORED BY: Ruhmkorff					
DIGEST: repealing Special Resolution No. 44, 1990, which established the Marion County Commission on Youth					
REFERRED TO: Community Affairs Committee					
	Adopted	08/02/93	08/05/93	S.R. 50	582
375 SPONSORED BY: West					
DIGEST: appropriating $66,900 for the Office of the Controller for a grant to Marion County Commission on Youth, Inc. and reducing the appropriation from the Youth and Family Services Fund					
REFERRED TO: Community Affairs Committee					
	Stricken	11/08/93			949
376 SPONSORED BY: Borst					
DIGEST: approving the disbursement of $1,200,797 of Community Development Block Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/02/93	08/05/93	S.R. 51	582
377 SPONSORED BY: Borst					
DIGEST: amending the Dwelling Districts Zoning Ordinance by clarifying the size limitation of commercial motor vehicles that may be parked, stored, maintained or kept on any property in a Dwelling District					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/02/93	Not Req.	G.O. 99	585
378 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing a cost of living payment annually to all retired/disabled Sheriff's Department officers who are at least 55 years of age					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1993				
379 SPONSORED BY: Dowden					
DIGEST: appropriating $445,140 for the Marion County Justice Agency to continue the Metro Drug Task Force for the 1993-94 fiscal year					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/02/93	08/05/93	F.O. 58	466

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
380 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating $687,907 for the Marion County Public Defender Agency to transfer certain employees from the Presiding Judge of the Municipal Court budget to the Marion County Public Defender Agency budget, to provide for the staffing of the office of Chief Public Defender, to provide for expense of death penalty cases and certain other expenditures in excess of the amounts budgeted					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/23/93	08/25/93	F.O. 61	606
381 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of Joseph E. Loftus as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993					
REFERRED TO: Rules and Public Policy Committee					
	Adopted	08/02/93	Not Req.	C.R. 60	456
382 SPONSORED BY: Gilmer					
DIGEST: transferring and appropriating $241,473 for the Department of Transportation, Finance and Administration Division, to fund Maintenance Operation's salary budget					
REFERRED TO: Transportation Committee					
	Adopted	08/02/93	08/05/93	F.O. 59	586
383 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing one-way traffic on Vermont Place (District 22)					
REFERRED TO: Transportation Committee					
	Adopted	08/02/93	08/05/93	G.O. 100	587
384 SPONSORED BY: Boyd					
DIGEST: remembering Sheriff James L. Wells					
REFERRED TO: Whole Committee					
	Adopted	07/12/93	07/14/93	S.R. 44	405
385 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8055 U.S. 31 South (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	07/12/93	Not Req.	R.O. 84	413
386 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8606 North Lafayette Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	07/12/93	Not Req.	R.O. 85	413
387 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 9010 Cooper Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	07/12/93	Not Req.	R.O. 86	413

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
388 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1545-1551 North Park Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	R.O. 87	413
389 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 1836 West 51st Street (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	R.O. 88	413
390 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 11415 East 38th Street (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	R.O. 89	414
391 SPONSORED BY: Rhodes DIGEST: transferring and appropriating for the Department of Administration, Equal Opportunity Division, $10,000 to purchase new computers and printers REFERRED TO: Administration and Finance Committee	Adopted	08/23/93	08/25/93	F.O. 67	623
392 SPONSORED BY: Rhodes DIGEST: amending the Revised Code by changing the name of the Central Equipment Management Division to Indianapolis Fleet Services Division REFERRED TO: Administration and Finance Committee	Adopted	10/11/93	10/19/93	G.O. 121	844
393 SPONSORED BY: Dowden DIGEST: appropriating $60,000 for the Sheriff to pay overtime to officers working Project 55 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	F.O. 62	607
394 SPONSORED BY: Dowden DIGEST: appropriating $311,046 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Marion County Justice Agency to provide for the continuation of various programs REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	F.O. 63	608
395 SPONSORED BY: Dowden DIGEST: appropriating $100,000 for the Marion County Justice Agency to purchase surveillance, sweeping, listening, and miscellaneous equipment for the narcotics/intelligence divisions REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	F.O. 64	609

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
396 SPONSORED BY: Dowden DIGEST: appropriating $10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Sojourner Children's Program REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	F.O. 65	610
397 SPONSORED BY: Dowden DIGEST: appropriating $199,877 for Community Corrections to establish the Craine House Family Living Program funded by state and federal grants REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	F.O. 66	611
398 SPONSORED BY: Moriarty, Beadling, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short, Smith DIGEST: amending the Code by establishing that vehicles used in an act of prostitution are public nuisances REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	G.O. 118	832
399 SPONSORED BY: Moriarty, Beadling, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short, Smith DIGEST: amending the code by establishing that vehicles used in an act of prostitution which are public nuisances may be abated by sale at a public auction REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	G.O. 119	833
400 SPONSORED BY: Curry DIGEST: amending the Revised Code concerning the rules of the City-County Council REFERRED TO: Rules and Public Policy Committee	Adopted	10/25/93	10/28/93	G.O. 144	898
401 SPONSORED BY: Smith DIGEST: amending the Code by authorizing intersection controls for the Graystone subdivision, Section I (District 23) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 102	624
402 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing a stop sign at National Avenue and Rural Street (District 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 103	625
403 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing a multi-way stop at Temple Avenue and Werges Avenue (District 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 104	625

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
404 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing a traffic signal at Madison Avenue and Preddy Drive (District 24) REFERRED TO: Transportation Committee	No Action Taken in 1993				
405 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing a stop sign on McFarland Lane at the intersection of McFarland Lane and McFarland Boulevard (District 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 105	625
406 SPONSORED BY: Golc DIGEST: amending the Code by authorizing stop signs at various locations in the vicinity of Morris Street and Alton Avenue (District 17) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 106	626
407 SPONSORED BY: Mullin DIGEST: amending the Code by authorizing a stop sign on Martin Street at the intersection of Martin Street and Weaver Avenue (District 20) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 107	627
408 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Aintree Court/Aintree Drive/Steeplechase Drive (District 3) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 108	627
409 SPONSORED BY: Beadling, Ruhmkorff DIGEST: updating the Code for various intersections in the vicinity of Post Road and 25th Street (Districts 5, 12) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 109	628
410 SPONSORED BY: Jones, Moriarty, Williams DIGEST: amending the Code by deleting rush hour parking restrictions on Rural Street from Hoyt Street to Massachusetts Avenue (Districts 10, 15, 22) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 110	629
411 SPONSORED BY: Brents, Williams DIGEST: amending the Code by changing the parking restrictions for various locations in the downtown area (Districts 16, 22) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 111	630

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
412 SPONSORED BY: Brents, Golc, Shambaugh DIGEST: amending the Code by authorizing parking restrictions for various locations on West 16th Street (Districts 8, 16, 17) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 112	631
413 SPONSORED BY: Borst DIGEST: amending the Code by authorizing parking restrictions on Drover Street from Oliver Street to Henry Street (District 25) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 113	632
414 SPONSORED BY: Coughenour, Mullin DIGEST: amending the Code by decreasing the speed limit on Madison Avenue from Stop 10 to County Line Road South from 45 mph to 40 mph (Districts 20, 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 114	633
415 SPONSORED BY: Borst, Golc DIGEST: amending the Code by (1) increasing the speed limit on Harding Street from Kentucky Avenue to Oliver Street from 35 mph to 40 mph, and (2) authorizing a traffic signal at Harding Street and Howard Street (Districts 17, 25) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 124	851
416 SPONSORED BY: Golc DIGEST: amending the Code by authorizing weight limit restrictions on Bertha Street east of Lynhurst Drive (District 17) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	G.O. 115	633
417 SPONSORED BY: Beadling DIGEST: recognizing Joe Sparks of the Indianapolis Indians REFERRED TO: Whole Committee	Adopted	08/02/93	08/05/93	S.R. 47	454
418 SPONSORED BY: Hinkle DIGEST: recognizing Indy-West Wrestling Club and their Japanese visitors REFERRED TO: Whole Committee	Adopted	08/02/93	08/05/93	S.R. 48	455
419 SPONSORED BY: Boyd DIGEST: recognizing the "Blackmon Family Reunion '93" REFERRED TO: Whole Committee	Adopted	08/02/93	08/05/93	S.R. 49	456
420 SPONSORED BY: Dowden DIGEST: the annual budget for the Police Special Service District for 1994 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/27/93	10/01/93	P.S.S.D. F.O. 2	669

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
421 SPONSORED BY: Dowden					
DIGEST: the annual budget for the Fire Special Service District for 1994					
REFERRED TO: Public Safety and Criminal Justice Committee				F.S.S.D.	
	Adopted	09/27/93	10/01/93	F.O. 2	674
422 SPONSORED BY: Coughenour					
DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1994					
REFERRED TO: Public Works Committee				S.W.C.S.S.D.	
	Adopted	09/27/93	10/01/93	F.O. 2	679
423 SPONSORED BY: Ruhmkorff					
DIGEST: the annual budget for the Marion County Department of Public Welfare for 1994					
REFERRED TO: Community Affairs Committee					
	Adopted	09/27/93	10/01/93	F.O. 71	804
424 SPONSORED BY: West					
DIGEST: the annual budget for the Metropolitan Emergency Communications Agency for 1994					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/27/93	10/01/93	F.O. 72	813
425 SPONSORED BY: West					
DIGEST: the annual budget for Indianapolis and Marion County for 1994					
REFERRED TO: Various Committees Committee					
	Adopted	09/27/93	10/01/93	F.O. 70	705
426 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7820 Bluff Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	08/02/93	Not Req.	R.O. 91	463
427 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9510 Brandt Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	08/02/93	Not Req.	R.O. 92	463
428 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1125 Brookside Avenue (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	08/02/93	Not Req.	R.O. 93	464
429 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2853-2855 South Holt Road (approximate address)					
REFERRED TO: Whole Committee					
	Adopted	08/02/93	Not Req.	R.O. 94	464

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
430 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 232-234 North College Avenue REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	R.O. 95	464
431 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 307 South Missouri Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	R.O. 96	464
432 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7950 Frye Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	R.O. 97	464
433 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 531-537 Indiana Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	R.O. 98	464
434 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4850 West Martha Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	R.O. 99	464
435 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 4802 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	R.O. 100	464
436 SPONSORED BY: Curry DIGEST: electing to fund Metropolitan Emergency Communications Agency in 1994 with County Option Income Tax revenues REFERRED TO: Rules and Public Policy Committee	Adopted	08/23/93	08/25/93	S.O. 11	612
437 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Airport Facility Revenue Refunding Bonds (Federal Express Corporation Project) Series 1994 in an aggregate principal amount not to exceed $45,000,000 REFERRED TO: Economic Development Committee	Adopted	08/23/93	08/24/93	S.O. 9	597

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
438 SPONSORED BY: Giffin					
DIGEST: approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Morningside of College Park Project) in an aggregate principal amount not to exceed $6,695,000					
REFERRED TO: Economic Development Committee					
	Adopted	08/23/93	08/24/93	S.O. 10	600
439 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating $1,300 for the Washington Township Assessor to purchase plat book supplies					
REFERRED TO: Administration and Finance Committee					
	Adopted	09/13/93	09/15/93	F.O. 69	652
440 SPONSORED BY: Rhodes					
DIGEST: requiring all employees hired subsequent to September 30, 1993 receive their pay through direct deposit					
REFERRED TO: Administration and Finance Committee					
	No Action Taken in 1993				
441 SPONSORED BY: Smith, Moriarty, Shambaugh					
DIGEST: authorizing the direct payment of township poor relief claim vouchers by trustees					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/11/93	10/19/93	G.R. 18	846
442 SPONSORED BY: Williams					
DIGEST: appropriating $16,833,587 for the Department of Metropolitan Development, Public Housing Division, to rehabilitate Blackburn and Hawthorne Place funded by federal monies					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/13/93	09/15/93	F.O. 68	650
443 SPONSORED BY: Borst					
DIGEST: approving the disbursement of $358,000 of Community Development Block Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/13/93	09/15/93	S.R. 60	653
444 SPONSORED BY: Franklin					
DIGEST: transferring and appropriating $950 for the Superior Court, Criminal Division, Room Four, to cover maintenance contracts and postage expense					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/11/93	Not Req.	F.O. 78	847
445 SPONSORED BY: Dowden					
DIGEST: appropriating $100,000 for the Department of Public Safety, Police Division, to cover demolition and additional site work expenses for the Indianapolis Police Division North District Project					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Stricken	12/13/93			1075

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page

446 SPONSORED BY: Dowden
DIGEST: transferring and appropriating $1,109,500 for the Department of Public Safety, Fire Division, to cover personnel expenses through the end of the year and to pay the hydrant rental due the Indianapolis Water Company
REFERRED TO: Public Safety and Criminal Justice Committee

	Adopted	10/11/93	10/19/93	F.S.S.D. F.O. 3	864

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447 SPONSORED BY: Dowden
DIGEST: appropriating $17,500 for the Department of Public Safety, Emergency Management Planning Division, to cover administrative and project planning costs for the Emergency Management Siren Project
REFERRED TO: Public Safety and Criminal Justice Committee

	Adopted	10/11/93	10/19/93	F.O. 73	838

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448 SPONSORED BY: Dowden
DIGEST: appropriating $25,600 for the Domestic Relations Counseling Bureau, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel expenses for the Visiting Nurse Service
REFERRED TO: Public Safety and Criminal Justice Committee

	Adopted	10/25/93	10/28/93	F.O. 79	878

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449 SPONSORED BY: Coughenour
DIGEST: appropriating $1,680,320 for the Department of Public Works, Storm and Wastewater Management Division, to purchase and install flow meters and samplers and to pay consultant fees to continue the Combined Sewer Overflow Project for a period of one year
REFERRED TO: Public Works Committee

	Stricken	10/25/93			878

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450 SPONSORED BY: Coughenour, Gilmer
DIGEST: amending the Revised Code dealing with the organization of the Departments of Public Works and Transportation
REFERRED TO: Public Works and Transportation Committee

	No Action Taken in 1993				

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451 SPONSORED BY: Gilmer
DIGEST: appropriating $4,700,000 for the Department of Transportation, Asset Management Division, to cover the expense of resurfacing approximately fifty lane miles of streets and of implementing a county-wide inventory of signals, streets and culverts
REFERRED TO: Transportation Committee

	Adopted	10/25/93	Not Req.	F.O. 80	879

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452 SPONSORED BY: Gilmer
DIGEST: appropriating $421,000 for the Department of Transportation, Operations Division, to replace 1993 funds which were used to pay 1992 residential thoroughfare and traffic energy bills
REFERRED TO: Transportation Committee

	Adopted	10/25/93	10/28/93	F.O. 81	880

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
453 SPONSORED BY: Curry DIGEST: approving the execution of a lease amendment by and between the Metropolitan Development Commission of Marion County, acting as the Redevelopment Commission of the City of Indianapolis and the Marion County Convention and Recreational Facilities Authority; and making an additional pledge of the City's and County's respective distributive shares of COIT REFERRED TO: Rules and Public Policy Committee	Stricken	09/13/93			654
454 SPONSORED BY: West DIGEST: requiring that certain governmental services be extended beyond the County only pursuant to Interlocal agreements REFERRED TO: Rules and Public Policy Committee	Stricken	12/13/93			1075
455 SPONSORED BY: West DIGEST: amending the Code to establish sewer service and connection charges to users who are located outside of Marion County REFERRED TO: Rules and Public Policy Committee	Stricken	12/13/93			1075
456 SPONSORED BY: Smith DIGEST: congratulating the Franklin Central High School Band REFERRED TO: Whole Committee	Adopted	08/23/93	08/25/93	S.R. 52	591
457 SPONSORED BY: Beadling DIGEST: recognizing Razor Shines of the Indianapolis Indians REFERRED TO: Whole Committee	Adopted	08/23/93	08/25/93	S.R. 53	592
458 SPONSORED BY: Williams DIGEST: recognizing the Day of the Working Parent and Indianapolis Section of the National Council of Jewish Women REFERRED TO: Whole Committee	Adopted	08/23/93	08/25/93	S.R. 54	592
459 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	G.R. 13	682
460 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	G.R. 14	686

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
461 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	G.R. 15	691
462 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	G.R. 16	696
463 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	G.R. 17	700
464 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 1740 East 30th Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 101	603
465 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6950 U.S. Hwy. 31 South (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 102	603
466 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 422 West Michigan Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 103	603
467 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, Cottage Home Neighborhood (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 104	603
468 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4101 South Emerson Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 105	604

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
469 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 15 Country Club Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 106	604
470 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 3422 East Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 107	604
471 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 2920 West 62nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 108	604
472 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1001 Broad Ripple Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 109	604
473 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 506 East National Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 110	604
474 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 6260 East 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 111	604
475 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7667 North Oaklandon Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 112	604
476 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 24, 7709 Shelbyville Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	R.O. 113	604

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
477 SPONSORED BY: Giffin					
DIGEST: approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	09/13/93	09/15/93	S.O. 12	643
478 SPONSORED BY: Giffin					
DIGEST: an Inducement Resolution for Sure Start, Inc. in an amount not to exceed $5,000,000 for the acquisition, renovation and equipping of an existing building located at 4760 Kentucky Avenue for use in the re-manufacturing of starters and alternators					
REFERRED TO: Economic Development Committee					
	Adopted	09/13/93	09/15/93	S.R. 59	644
479 SPONSORED BY: Rhodes					
DIGEST: amending the Code by repealing Section 6-11 concerning milk cows					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/11/93	10/19/93	G.O. 122	848
480 SPONSORED BY: Rhodes					
DIGEST: amending the Code by repealing Section 17-932 concerning pigeon eradication					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/11/93	10/19/93	G.O. 123	848
481 SPONSORED BY: Franklin					
DIGEST: authorizing the transfer of lawn-mowing equipment from the Department of Administration to the Executive Council of Senior High Rise Communities, Inc. for use in maintaining Public Housing Division properties					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/11/93	10/19/93	S.R. 69	849
482 SPONSORED BY: West					
DIGEST: approving the rate schedule for the Marion County Healthcare Center					
REFERRED TO: Community Affairs Committee					
	Adopted	11/22/93	11/29/93	G.R. 19	978
483 SPONSORED BY: Coughenour					
DIGEST: approving the transfer of certain territory from the Consolidated City of Indianapolis to the City of Beech Grove					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/27/93	10/01/93	G.O. 116	820
484 SPONSORED BY: West					
DIGEST: appointing Michael B. Murphy to the Metropolitan Board of Zoning Appeals Division II					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/27/93	Not Req.	C.R. 62	662

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
485 SPONSORED BY: Dowden DIGEST: confirming the Marion County Public Defender Board's nomination of Frances Watson Hardy as Marion County Chief Public Defender REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	Not Req.	C.R. 64	873
486 SPONSORED BY: Schneider DIGEST: amending the Code concerning leaves for members of the Indianapolis Police Department REFERRED TO: Public Safety and Criminal Justice Committee	No Action Taken in 1993				
487 SPONSORED BY: Jimison DIGEST: transferring and appropriating $3,591 for the Superior Court, Criminal Division, Room Six, to cover miscellaneous expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 88	915
488 SPONSORED BY: Dowden DIGEST: transferring and appropriating $4,000 for the Superior Court, Juvenile Division/Detention Center, to purchase supplies REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	Not Req.	F.O. 104	979
489 SPONSORED BY: Dowden DIGEST: appropriating $370,000 for the County Sheriff to cover food expense for the jail inmates through the end of the year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 82	881
490 SPONSORED BY: Dowden DIGEST: transferring and appropriating $93,053 for the Clerk of the Circuit Court to transfer the Court Services payroll into the Court Administrator's budget for 1993 and to cover shelving expenses at the juvenile facility REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	F.O. 74	839
491 SPONSORED BY: Dowden DIGEST: appropriating $18,100 for the Superior Court, Criminal Division, Probation Department, to cover postage, supplies and telephone service expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 83	882
492 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing a traffic signal at Center Run Road (8350 N) and Venture/Castle Plaza Drive (District 4) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 125	852

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
493 SPONSORED BY: Williams DIGEST: concerning The Massachusetts Avenue Arts District REFERRED TO: Whole Committee	Adopted	09/13/93	09/15/93	S.R. 56	638
494 SPONSORED BY: Beadling DIGEST: recognizing the 90th Anniversary of Fort Benjamin Harrison REFERRED TO: Whole Committee	Adopted	09/13/93	09/15/93	S.R. 57	639
495 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8738 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 114	646
496 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 2920 West 62nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 115	646
497 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1001 Broad Ripple Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 116	646
498 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 4137 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 117	646
499 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3745 North Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 118	646
500 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5701 West 46th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 119	646
501 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 2305 South Rybolt Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 120	647

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
502 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 201-255 and 240-250 South Meridian Street and 25 Jackson Place and 28 West Louisiana Street (approximate addresses) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 121	647
503 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7580 Walnut Drive (a/k/a 2402 Westlane Road) (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 122	647
504 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11100 East 38th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	R.O. 123	647
505 SPONSORED BY: West DIGEST: reallocating $201,807 from the E-911 Fund to the Police General Fund and $38,005 from the E-911 Fund to the Fire General Fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 89	916
506 SPONSORED BY: Rhodes, Jimison DIGEST: concerning Government Cable Channel 16-TV REFERRED TO: Whole Committee	Adopted	09/13/93	09/15/93	S.R. 58	640
507 SPONSORED BY: Coughenour, O'Dell, Rhodes DIGEST: appropriating $1,370 for the County Commissioners to cover some of the expense for the Red Ribbon Celebration, which promotes drug free education, sponsored by the Marion County Parent Teachers Association REFERRED TO: Administration and Finance Committee	Adopted	10/11/93	10/19/93	F.O. 75	840
508 SPONSORED BY: Borst DIGEST: amending the Comprehensive Zoning Maps of Marion County by updating base map #11 to include subsequent rezonings REFERRED TO: Metropolitan Development Committee	Adopted	10/11/93	Not Req.	G.O. 120	841
509 SPONSORED BY: Dowden DIGEST: appropriating $66,000 for the Prosecuting Attorney to continue the Adult Protective Services for the 1994 fiscal year funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	F.O. 76	843

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
510 SPONSORED BY: Dowden DIGEST: appropriating $7,754 for the Prosecuting Attorney for the Adult Protective Services which is a supplement to the annual state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	F.O. 77	843
511 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing intersection controls for the Parc Estates subdivision (District 18) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 126	853
512 SPONSORED BY: Giffin DIGEST: amending the Code by authorizing stop signs for the New Heritage subdivision (District 19) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 127	854
513 SPONSORED BY: Gray DIGEST: amending the Code by authorizing intersection controls for the Oakforge Woods subdivision (District 9) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 128	854
514 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing intersection controls for the Westwood subdivision (District 18) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 129	855
515 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing stop signs for the Killdeer Drive subdivision (District 24) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 130	855
516 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing stop signs for the Rolling Ridge Pines subdivision (District 4) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 131	856
517 SPONSORED BY: Smith DIGEST: amending the Code by authorizing stop signs for the Summer Hill subdivision (District 23) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 132	856
518 SPONSORED BY: Giffin DIGEST: amending the Code by authorizing stop signs for the Washington Industrial Park (District 19) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 133	857

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
519 SPONSORED BY: Ruhmkorff DIGEST: amending the Code by authorizing a traffic signal at German Church Road and 21st Street (District 12) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 134	857
520 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing a multi-way stop at 84th Street and Pennsylvania Street (District 2) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 135	858
521 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a multi-way stop at 61st Street and Sherman Drive (District 7) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 136	858
522 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing a multi-way stop at Michigan Street and Eaton Avenue (District 13) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 137	859
523 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a multi-way stop at 65th Street and Westfield Boulevard (Districts 2, 7) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 138	859
524 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a multi-way stop at Sugar Grove Avenue and 21st Street (District 16) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 139	860
525 SPONSORED BY: Golc DIGEST: amending the Code by authorizing a multi-way stop at Ohio Street and Pershing Avenue (District 17) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 140	861
526 SPONSORED BY: Williams DIGEST: amending the Code by deleting rush hour parking restrictions for various downtown locations (Districts 16, 22) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 141	861
527 SPONSORED BY: Beadling, Boyd DIGEST: amending the Code by authorizing parking restrictions on Franklin Road from Pendleton Pike to 52nd Street (Districts 5, 11, 14) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 142	862

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
528 SPONSORED BY: Shambaugh DIGEST: amending the Code by changing the speed limit on 34th Street from Lafayette Road to High School Road from 30 mph to 35 mph (District 8) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 143	862
529 SPONSORED BY: Gilmer, Gray DIGEST: amending the Code by changing the speed limit on Georgetown Road from Lafayette Road to 79th Street from 45 mph to 40 mph (Districts 1, 9) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	G.O. 117	863
530 SPONSORED BY: Gray DIGEST: amending the Code by authorizing a weight limit on 62nd Street from Michigan Road to Guion Road (Districts 1, 9) REFERRED TO: Transportation Committee	No Action Taken in 1993				
531 SPONSORED BY: Rhodes DIGEST: remembering Maynard R. Hokanson REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	S.R. 61	659
532 SPONSORED BY: Golc, SerVaas DIGEST: recognizing the 100-year-old Thomas L. Green & Company REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	S.R. 62	660
533 SPONSORED BY: Short DIGEST: recognizing the city's first small business incubator REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	S.R. 63	661
534 SPONSORED BY: Mullin DIGEST: recognizing United Way's "Day of Caring" REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	S.R. 64	661
535 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2507 East 72nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 124	665
536 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1691 East 25th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 125	666

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
537 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 24, 4602 South Emerson Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 126	666
538 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2716 North Tacoma Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 127	666
539 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6283 Oaklandon Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 128	666
540 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2502 East Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 129	666
541 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 416 West Walnut Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 130	666
542 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 917-927 North Alabama Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 131	666
543 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 132	666
544 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4402 Stout Field South Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 133	666
545 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5601 North Guion Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	R.O. 134	667

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	Action	Date	Approved By Mayor	Ordinance Number		Journal Page
546 SPONSORED BY: West						
DIGEST: reappointing Phillip Hinkle to the Marion County Board of Tax Adjustment						
REFERRED TO: Administration and Finance Committee						
	Adopted	09/27/93	Not Req.	C.R.	63	665
547 SPONSORED BY: Giffin						
DIGEST: an Inducement Resolution for Sunrise Housing, Ltd, in an amount not to exceed $5,500,000 for the acquisition, renovation and equipping of existing multi-family residential rental facilities located at 47th and Georgetown Road						
REFERRED TO: Economic Development Committee						
	Adopted	10/11/93	10/19/93	S.R.	68	834
548 SPONSORED BY: Rhodes						
DIGEST: concerning leave benefits for City-County employees						
REFERRED TO: Administration and Finance Committee						
	No Action Taken in 1993					
549 SPONSORED BY: Ruhmkorff						
DIGEST: appropriating $421,998 for the Marion County Healthcare Center to cover additional nursing staff salaries and to pay for patient services and computer repair expenses						
REFERRED TO: Community Affairs Committee						
	Adopted	11/22/93	11/29/93	F.O.	97	966
550 SPONSORED BY: Borst						
DIGEST: appropriating $15,482 for the County Recorder to cover a 1992 remodeling cost and a payment on the Wang equipment with moneys appropriated in 1992, but not encumbered						
REFERRED TO: Metropolitan Development Committee						
	Adopted	11/08/93	Not Req.	F.O.	93	946
551 SPONSORED BY: Borst						
DIGEST: appropriating $12,600 for the County Recorder to cover postage and telephone expenses						
REFERRED TO: Metropolitan Development Committee						
	Adopted	11/08/93	Not Req.	F.O.	94	947
552 SPONSORED BY: Gilmer						
DIGEST: transferring and appropriating $1,600 for the Superior Court, Criminal Division, Room Two, to cover copier rental and maintenance expenses						
REFERRED TO: Public Safety and Criminal Justice Committee						
	Stricken	11/22/93				980
553 SPONSORED BY: Dowden						
DIGEST: appropriating $47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant						
REFERRED TO: Public Safety and Criminal Justice Committee						
	Adopted	10/25/93	10/28/93	F.O.	84	883

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
554 SPONSORED BY: Dowden DIGEST: appropriating $23,283 for the County Sheriff to continue the Child Abuse Intervention Program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 85	884
555 SPONSORED BY: Dowden DIGEST: appropriating $30,703 for the Marion County Justice Agency to initiate a Pre-Trial Drug Testing program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 86	885
556 SPONSORED BY: Dowden DIGEST: transferring and appropriating $3,500 for the Superior Court, Title IV-D Court, to furnish new courtroom and offices REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 90	917
557 SPONSORED BY: Borst DIGEST: appropriating $3,500 for the Superior Court, Criminal Division, Probation Department, to pay for processing urine samples REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	F.O. 87	886
558 SPONSORED BY: Coughenour DIGEST: approving a loan agreement and a note between the City and the Local Public Improvement Bond Bank in the amount of $20,000,000 and appropriating said funds (Barrett projects) REFERRED TO: Public Works Committee	Adopted	10/25/93	10/28/93	S.O. 13	888
559 SPONSORED BY: Gilmer DIGEST: transferring and appropriating $592,826 for the Department of Transportation, Operations Division, to cover overtime expenses and additional salary expense due to contracts won by DOT REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	F.O. 91	918
560 SPONSORED BY: Gilmer DIGEST: transferring and appropriating $241,473 for the Department of Transportation, Operations Division, to cover salaries and repealing Fiscal Ordinance No. 59, 1993 REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	F.O. 92	919
561 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls for Liberty Creek subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 145	920

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
562 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for Hunters Crossing subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 146	921
563 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for Potomac Place subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 147	921
564 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for Warren Woods subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 148	921
565 SPONSORED BY: Ruhmkorff DIGEST: amending the Code by authorizing intersection controls for Warren Lakes subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 149	922
566 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a traffic signal at 86th Street and Commerce Park Place (District 1) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 150	923
567 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a traffic signal for Coe Street (Wishard Hospital) and University Boulevard approximately 600 feet south of Indiana Avenue (District 16) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 151	924
568 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing a traffic signal for the east entrance to North Willow Mall on West 86th Street (District 3 REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 152	924
569 SPONSORED BY: Borst DIGEST: amending the Code by authorizing a traffic signal at the Lilly Access Drive with Raymond Street approximately 2,200 feet east of Harding Street; said signal shall be the sole responsibility of Lilly, including design, construction and energy costs (District 25) REFERRED TO: Transportation Committee	Adopted	11/22/03	11/29/93	G.O. 158	980

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
570 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Admirals Pointe, Admirals Pointe Drive and Promotory Road (District 5) REFERRED TO: Transportation Committee	No Action Taken in 1993				
571 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Delaware Street and 57th Street (District 7) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 153	925
572 SPONSORED BY: McClamroch DIGEST: amending the Code authorizing a multi-way stop at the intersection of Millersville Road and 42nd Street (District 11) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 154	926
573 SPONSORED BY: Gray DIGEST: amending the Code by authorizing a 25 mph speed limit on Deer Creek Drive from 52nd Street to 56th Street (District 9) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	G.O. 155	926
574 SPONSORED BY: Beadling, Moriarty DIGEST: remembering IPD Officer Teresa Jean Hawkins REFERRED TO: Whole Committee	Adopted	10/11/93	10/19/93	S.R. 65	825
575 SPONSORED BY: O'Dell DIGEST: recognizing the services of Mark Bowell REFERRED TO: Whole Committee	Adopted	10/11/93	10/20/93	S.R. 66	826
576 SPONSORED BY: Many Councillors DIGEST: condemning unfunded federal mandates REFERRED TO: Whole Committee	Adopted	10/11/93	10/19/93	S.R. 67	827
577 SPONSORED BY: Beadling DIGEST: urging the Department of Natural Resources to seek an alternative way other than a "Canned Hunt" to thin out the deer population in Brown County State Park REFERRED TO: Community Affairs Committee	Stricken	10/11/93			831
578 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 608 East 22nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 133	836

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
579 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 6141 East 34th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 136	836
580 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1421 West Thompson Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 137	836
581 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 2322 East Washington Street REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 138	836
582 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1062 Virginia Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 139	836
583 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4851 Tincher Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 140	836
584 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6324 Kentucky Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 141	837
585 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5245 Victory Drive REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 142	837
586 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1024 East Sanders Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 143	837
587 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 451 South German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	R.O. 144	837

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
588 SPONSORED BY: Rhodes DIGEST: appropriating $25,000 for the County Auditor to provide funds for the Indianapolis Challenge, a local coordinating council promoting a drug-free community REFERRED TO: Administration and Finance Committee	Stricken	12/13/93			1050
589 SPONSORED BY: Rhodes DIGEST: transferring and appropriating $2,500 for the Franklin Township Assessor to purchase new plat books REFERRED TO: Administration and Finance Committee	Adopted	11/08/93	11/10/93	F.O. 96	949
590 SPONSORED BY: Rhodes DIGEST: appropriating $28,702 for the County Coroner to satisfy an outstanding obligation for contractual services rendered in December of 1992 by University Clinical Pathology Associates, P.C. REFERRED TO: Administration and Finance Committee	Adopted	11/08/93	Not Req.	F.O. 95	948
591 SPONSORED BY: Dowden DIGEST: appropriating $128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	F.O. 98	967
592 SPONSORED BY: Dowden DIGEST: reallocating $312,021 to fund the 1993 budget of the Supplemental Public Defender Fees Fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/03	11/29/93	F.O. 99	968
593 SPONSORED BY: Dowden DIGEST: transferring and appropriating $17,560 for Community Corrections to amend a home detention equipment lease agreement by changing it to a purchase agreement REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	F.O. 105	981
594 SPONSORED BY: Dowden DIGEST: appropriating $173,560 for Community Corrections to finance additional home detention units and residential beds funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	F.O. 100	969
595 SPONSORED BY: Dowden DIGEST: appropriating $150,666 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1993-94 fiscal year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	F.O. 101	969

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
596 SPONSORED BY: Coughenour DIGEST: authorizing the transfer of the Mark DiSuvero "Snow Plow" sculpture to the Indianapolis Museum of Art REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	S.R. 86	971
597 SPONSORED BY: Borst, Coughenour DIGEST: remembering Lynn Druding REFERRED TO: Whole Committee	Adopted	10/25/93	10/28/93	S.R. 70	871
598 SPONSORED BY: Beadling DIGEST: recognizing Raymond F. Benjamin and the St. Vincent de Paul Society REFERRED TO: Whole Committee	Adopted	10/25/93	10/28/93	S.R. 71	871
599 SPONSORED BY: Giffin DIGEST: requesting the main meeting room of Krannert Park Family Center be named the Dwight L. Cottingham Room REFERRED TO: Whole Committee	Adopted	10/25/93	10/28/93	S.R. 72	872
600 SPONSORED BY: Coughenour DIGEST: approving the Mayor's appointment of Michael B. Stayton as Director of the Department of Public Works for a term ending December 31, 1993 REFERRED TO: Public Works Committee	Adopted	10/25/93	Not Req.	C.R. 65	875
601 SPONSORED BY: Curry DIGEST: amending Sec. 261-23 of the Revised Code pertaining to the Board of Public Works REFERRED TO: Public Works Committee	Withdrawn	10/25/93			
602 SPONSORED BY: Rhodes DIGEST: amending Secs. 8½-2 and 8½-61 of the Code pertaining to definitions and subscribers' rates and charges for cable television services REFERRED TO: Administration and Finance Committee	Adopted	11/08/93	11/10/93	G.O. 156	950
603 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8402 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 145	876
604 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8402 Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 146	876

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
605 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2940 Cold Spring Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 161	945
606 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5350 Elmwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 147	877
607 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8750 Zionsville Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 148	877
608 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4098 Killdeer Drive (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 149	877
609 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10790 East 79th Street and 7910 Sunnyside Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 150	877
610 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4906 Kentucky Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 151	877
611 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4101 East Stop 11 Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 152	877
612 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 536 West 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	R.O. 153	877

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
613 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Multi-family Housing Revenue Bonds (Sunrise Apartments Project) Series 1993A, Series 1993B and Series 1993C in a total aggregate principal amount not to exceed $6,000,000 REFERRED TO: Economic Development Committee	Adopted	11/22/93	11/29/93	S.O. 14	982
614 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. No. 59, 1993 adopted on September 13, 1993 as an inducement resolution for Sure Start, Inc. to acquire and renovate the existing Mallory facility located at 4760 Kentucky Avenue REFERRED TO: Economic Development Committee	Adopted	11/08/93	11/10/93	S.R. 77	939
615 SPONSORED BY: Giffin DIGEST: an inducement resolution for Forest City Residential Development, Inc. ("Forest City") in an amount not to exceed $11,100,000 for the acquisition, construction, renovation, installation and equipping of the existing 520 units multi-family residential rental project known as Knob in the Woods Apartments located at 2130 Waterford Place REFERRED TO: Economic Development Committee	Adopted	11/08/93	11/10/93	S.R. 78	940
616 SPONSORED BY: Giffin DIGEST: an inducement resolution for Quinn I, Limited Partnership ("Quinn") in an amount not to exceed $4,000,000 for the acquisition, construction, renovation, installation and equipping of the existing 330 unit multi-family residential rental project known as The Meadows Apartments located at 4006 Meadows Drive REFERRED TO: Economic Development Committee	Adopted	11/08/93	11/10/93	S.R. 79	942
617 SPONSORED BY: Rhodes DIGEST: approving reductions in proposed expenditures since the adoption of the 1993 City-County Annual Budget in the amount of $13,757,224 REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	F.O. 106	984
618 SPONSORED BY: Rhodes DIGEST: approving reductions in proposed expenditures since the adoption of the 1993 Police Special Service District Annual Budget in the amount of $1,454,727 REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	P.S.S.D. F.O. 3	1009
619 SPONSORED BY: Rhodes DIGEST: approving reductions in proposed expenditures since the adoption of the 1993 Fire Special Service District Annual Budget in the amount of $1 million REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	F.S.S.D. F.O. 4	1010

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
620 SPONSORED BY: Rhodes DIGEST: appropriating $90,500 for the City Controller to cover the costs of converting to a new computer system for the Barrett Law section REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	F.O. 102	974
621 SPONSORED BY: Rhodes, McClamroch DIGEST: transferring and appropriating $1,520 for the Washington Township Assessor to purchase computer software REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	F.O. 109	987
622 SPONSORED BY: Borst, Beadling DIGEST: revising the enforcement procedures for civil zoning violations in order to comply with state statute, by making certain violations subject to admission and payment through the Ordinance Violations Bureau, in lieu of citations with increasing fine amounts REFERRED TO: Metropolitan Development Committee	Adopted	12/13/93	12/15/93	G.O. 165	1068
623 SPONSORED BY: Dowden DIGEST: transferring and appropriating $11,300 for the Court Administrator to cover construction costs for the new Court Administrator Agency which will be located in Suite 341T in the City-County Building REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	F.O. 103	975
624 SPONSORED BY: Coughenour DIGEST: transferring and appropriating $100,000 for the Department of Public Works, Solid Waste Management Division, to cover overtime salaries incurred with the 1993 Fall Leaf Program REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	F.O. 107	988
625 SPONSORED BY: Coughenour DIGEST: amending the Code dealing with the imposition of the solid waste disposal user fee REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	G.O. 159	989
626 SPONSORED BY: Coughenour DIGEST: amending the Code by extending the current sewer service and user rates through January and February 1994 REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	G.O. 157	976
627 SPONSORED BY: Coughenour DIGEST: amending the Code by increasing air pollution control construction permit and operating permit fees for 1994 REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	G.O. 160	991

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
628 SPONSORED BY: Gilmer DIGEST: transferring and appropriating $187,175 for the Department of Transportation, Operations Division, to cover the bids won by the Maintenance Division plus the remaining balance in the Opportunity Account REFERRED TO: Transportation Committee	Adopted	11/22/93	11/29/93	F.O. 108	1006
629 SPONSORED BY: Gilmer DIGEST: authorizing the Department of Transportation to lease its Civil Engineering Lab to Snell Environmental Group, Inc. REFERRED TO: Transportation Committee	No Action Taken in 1993				
630 SPONSORED BY: Hinkle DIGEST: recognizing the Ben Davis "Marching Giants" Band REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	S.R. 73	933
631 SPONSORED BY: Williams, Moriarty DIGEST: recognizing Henry Leuman and Bob Meyers REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	S.R. 74	934
632 SPONSORED BY: Coughenour DIGEST: recognizing the latest cost-saving project by Indianapolis' Advanced Wastewater Treatment staff REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	S.R. 75	935
633 SPONSORED BY: Beadling DIGEST: recognizing the 75th anniversary of World War I REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	S.R. 76	936
634 SPONSORED BY: West DIGEST: appointing David Mark Bowell to the Marion County Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	No Action Taken in 1993				
635 SPONSORED BY: Dowden DIGEST: amending the Revised Code to add certain provisions respecting the Marion County Public Defender Agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	G.O. 161	1007
636 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8824 South Meridian Street REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 154	944

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
637 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7814 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 155	944
638 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 25, 1622-1712 North Cumberland Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 156	944
639 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9375-9405 Whitley Drive (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 157	944
640 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 4503 Massachusetts Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 158	944
641 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9345 Brookville Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 159	944
642 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2820 North Meridian Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	R.O. 160	944
643 SPONSORED BY: Dowden DIGEST: transferring and appropriating $24,900 for the Marion County Public Defender Agency to pay public defender salaries for the Marion County Drug Court REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	F.O. 110	1051
644 SPONSORED BY: Rhodes DIGEST: amending Chapter 8½ of the Code concerning the franchising of private cable television systems REFERRED TO: Administration and Finance Committee	Adopted	01/10/94	01/18/94	G.O. 1	13

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
645 SPONSORED BY: Rhodes DIGEST: authorizing tax anticipation borrowing for the City during the period from January 1, 1994 through December 31, 1994 REFERRED TO: Administration and Finance Committee	Adopted	12/13/93	12/15/93	F.O. 111	1052
646 SPONSORED BY: Rhodes DIGEST: authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1994 through December 31, 1994 REFERRED TO: Administration and Finance Committee	Adopted	12/13/93	12/15/93	F.O. 112	1057
647 SPONSORED BY: Ruhmkorff DIGEST: transferring and appropriating $9,000 for the Cooperative Extension Service to purchase computer terminals REFERRED TO: Community Affairs Committee	No Action Taken in 1993				
648 SPONSORED BY: O'Dell DIGEST: authorizing the issuance and sale to the Indianapolis Local Public Improvement Bond Bank of the Park District Note, for the purpose of procuring funds to refund a certain obligation of the Park District in an amount not to exceed $3,500,000 (Brookville/Senour Economic Development Area) REFERRED TO: Parks and Recreation Committee	Adopted	12/13/93	12/15/93	S.O. 19	1061
649 SPONSORED BY: Dowden DIGEST: appropriating $7,463 for the Superior Court, Criminal Division, Room 3, to cover overtime expenses due to jury trials and reducing the appropriations of certain other courts REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	F.O. 113	1062
650 SPONSORED BY: Jimison DIGEST: appropriating $197,470 for the Superior Court, Juvenile Division/ Detention Center, to cover the cost of a computer system upgrade REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	12/13/93			1063
651 SPONSORED BY: Jimison DIGEST: appropriating $33,812 for the Superior Court, Juvenile Division/ Detention Center, to pay computer system expenses REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	12/13/93			1063
652 SPONSORED BY: Dowden DIGEST: appropriating $24,000 for the Prosecuting Attorney to organize training workshops for agencies that play a role in gang prevention and intervention in Marion County recommended by Project COURAGE and funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	12/13/93			1063

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
653 SPONSORED BY: Dowden DIGEST: transferring and appropriating $165,500 for the Sheriff to pay for inmate housing at the Riverside Community Corrections facility from October 15 through December 31, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	F.O. 114	1064
654 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing the county to contract with the sheriff for salary compensation in lieu of collection fees and by repealing Sec. 2-21 of the Code REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	G.O. 166	1073
655 SPONSORED BY: Beadling, McClamroch DIGEST: amending the Code concerning numbering buildings REFERRED TO: Public Safety and Criminal Justice Committee	No Action Taken in 1993				
656 SPONSORED BY: Shambaugh, Williams DIGEST: commending Caress Garten REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	S.R. 80	957
657 SPONSORED BY: Hinkle DIGEST: recognizing Dr. David L. Shull, 1993 District Middle School Principal of the Year REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	S.R. 81	958
658 SPONSORED BY: Hinkle DIGEST: recognizing Dr. James Wesley Mifflin, 1993 Indiana High School Principal of the Year REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	S.R. 82	959
659 SPONSORED BY: Coughenour DIGEST: recognizing the 100th Anniversary of Wheeler Mission REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	S.R. 83	960
660 SPONSORED BY: Ruhmkorff, O'Dell DIGEST: congratulating the Warren Township Fire Department Extrication Team REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	S.R. 84	960
661 SPONSORED BY: Borst DIGEST: commending Purdue University REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	S.R. 85	961

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
662 SPONSORED BY: SerVaas DIGEST: approving a schedule of regular council meetings for the year 1994 REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	C.R. 66	962
663 SPONSORED BY: West DIGEST: appointing Lois Horth to the Public Housing Advisory Council REFERRED TO: Metropolitan Development Committee	No Action Taken in 1993				
664 SPONSORED BY: Rhodes DIGEST: authorizing the lease of space for the Family Advocacy Center located at 233 McCrea Street REFERRED TO: Administration and Finance Committee	Adopted	12/13/93	12/15/93	S.R. 92	1023
665 SPONSORED BY: Curry DIGEST: amending Chapter 102 of the Revised Code concerning the Definitions REFERRED TO: Rules and Public Policy Committee	Adopted	11/22/93	11/29/93	G.O. 162	1011
666 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8602 East 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	R.O. 162	965
667 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 740 West 28th Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	R.O. 163	965
668 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8701 River Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	R.O. 164	965
669 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 701 South Mitthoeffer Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	R.O. 165	965
670 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4506 North Dakota Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	R.O. 166	965

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
671 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4137-4167 North College Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	R.O. 167	965
672 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5418 Elmwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	R.O. 168	965
673 SPONSORED BY: Dowden DIGEST: transferring and appropriating $6,800 for the Superior Court, Criminal Division, Room Five, to cover staff salaries through December 31, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	F.O. 115	1065
674 SPONSORED BY: SerVaas DIGEST: transferring and appropriating $24,000 for the County Coroner to pay contractual expenses REFERRED TO: Administration and Finance Committee	Adopted	12/13/93	Not Req.	F.O. 116	1074
675 SPONSORED BY: Giffin DIGEST: amending S.R. 72, 1990, as amended, by extending the expiration date on the Inducement Resolution for Homeward Partners, Inc. through February 28, 1994 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	S.R. 93	1037
676 SPONSORED BY: Giffin DIGEST: amending S.R. 84, 1990, as amended, by extending the expiration date on the Inducement Resolution for Meadows Revival, Inc. through June 30, 1994 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	S.R. 94	1038
677 SPONSORED BY: Giffin DIGEST: amending S.R. 39, 1992, as amended, by extending the expiration date on the Inducement Resolution for Herff Jones, Inc. through June 30, 1994 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	S.R. 95	1039
678 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Calderon Development Company Project) in an aggregate principal amount not to exceed $1,250,000 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	S.O. 15	1040

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
679 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1993A (The Meadows Section 8 Assisted Project) in the aggregate principal amount not to exceed $3,900,000 and City of Indianapolis, Indiana Taxable Economic Development Revenue Bonds, Series 1993B (The Meadows Section 8 Assisted Project), in the aggregate principal amount not to exceed $100,000 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	S.O. 16	1043
680 SPONSORED BY: Giffin DIGEST: authorizing the amendment of documents relating to the previously issued $8,100,000 City of Indianapolis, Indiana Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	S.O. 17	1046
681 SPONSORED BY: Giffin DIGEST: authorizing the amendment of documents relating to the previously issued $4,350,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) dated as of April 1, 1985 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	S.O. 18	1047
682 SPONSORED BY: Rhodes DIGEST: creating the Revenue Enhancement Division of the Office of the City Controller REFERRED TO: Administration and Finance Committee	No Action Taken in 1993				
683 SPONSORED BY: Borst DIGEST: amending the Code by increasing the number of directors of the City Market Corporation from nine to ten REFERRED TO: Metropolitan Development Committee	No Action Taken in 1993				
684 SPONSORED BY: Borst DIGEST: approving an amendment to the lease between the City, by and through its Department of Administration, and the City Market Corporation REFERRED TO: Metropolitan Development Committee	No Action Taken in 1993				
685 SPONSORED BY: Dowden, Ruhmkorff DIGEST: authorizing the lease of office space by the Auditor's Office on behalf of Marion County for incarceration of prisoners REFERRED TO: Public Safety and Criminal Justice Committee	No Action Taken in 1993				

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page

686 SPONSORED BY: Dowden, Moriarty
DIGEST: appropriating $67,375 for the Prosecuting Attorney to cover the salary of the Executive Director of the Family Advocacy Center funded by a state grant
REFERRED TO: Public Safety and Criminal Justice Committee
No Action Taken in 1993

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687 SPONSORED BY: Gilmer
DIGEST: amending the Code to provide for the use of automated ordinance violation citations
REFERRED TO: Transportation Committee
No Action Taken in 1993

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688 SPONSORED BY: Borst
DIGEST: amending the Code by authorizing intersection controls for Hickory Park subdivision (District 25)
REFERRED TO: Transportation Committee
No Action Taken in 1993

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689 SPONSORED BY: Borst
DIGEST: amending the Code by authorizing intersection controls for Country Place subdivision (District 25)
REFERRED TO: Transportation Committee
No Action Taken in 1993

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690 SPONSORED BY: Ruhmkorff
DIGEST: amending the Code by authorizing intersection controls for the Maple Creek subdivision (District 12)
REFERRED TO: Transportation Committee
No Action Taken in 1993

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691 SPONSORED BY: Ruhmkorff
DIGEST: amending the Code by authorizing intersection controls for Lappin Way subdivision (District 12)
REFERRED TO: Transportation Committee
No Action Taken in 1993

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692 SPONSORED BY: Gray
DIGEST: amending the Code by authorizing intersection controls for various locations in the Butler-Tarkington neighborhood (Districts 6, 9)
REFERRED TO: Transportation Committee
No Action Taken in 1993

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693 SPONSORED BY: Williams
DIGEST: amending the Code by authorizing changes in parking restrictions for various segments of 22nd Street (District 22)
REFERRED TO: Transportation Committee
No Action Taken in 1993

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page

694 SPONSORED BY: Golc
DIGEST: amending the Code by authorizing weight limit restrictions on Harris Street from Washington Street to Vandalia Avenue (District 17)
REFERRED TO: Transportation Committee
No Action Taken in 1993

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695 SPONSORED BY: Williams
DIGEST: amending the Code by deleting the No Left Turn on College Avenue onto 14th Street (westbound) (District 22)
REFERRED TO: Transportation Committee
No Action Taken in 1993

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696 SPONSORED BY: Curry
DIGEST: amending the Revised Code, approving uniform fees established by the IMAGIS Board on behalf of the Department of Public Works for inspection or copies of any portion of the IMAGIS Land Base Map and establishing a dedicated Electronic Map Generation Fund
REFERRED TO: Rules and Public Policy Committee
No Action Taken in 1993

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697 SPONSORED BY: Coughenour, Mullin
DIGEST: recognizing the 1993 state football champion Roncalli High School Rebels
REFERRED TO: Whole Committee
Adopted 12/13/93 12/15/93 S.R. 87 1016

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698 SPONSORED BY: Shambaugh, Golc
DIGEST: recognizing the service of Robert A. O'Neal
REFERRED TO: Whole Committee
Adopted 12/13/93 12/15/93 S.R. 88 1017

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699 SPONSORED BY: O'Dell
DIGEST: recognizing Rupert Daily's 48 years of service to the City of Indianapolis
REFERRED TO: Whole Committee
Adopted 12/13/93 12/15/93 S.R. 89 1017

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700 SPONSORED BY: Boyd, Gray, Jimison
DIGEST: extending condolences to the family and friends of LaShunda Davis and seeking to create meaning to an otherwise senseless act of shooting violence
REFERRED TO: Whole Committee
Adopted 12/13/93 12/15/93 S.R. 90 1018

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701 SPONSORED BY: Boyd
DIGEST: commending the Indianapolis Police Department for their quick action in the LaShunda Davis killing, commending citizens for their role, and encouraging all citizens to "tell" when their communities are being threatened or damaged
REFERRED TO: Whole Committee
Adopted 12/13/93 12/15/93 S.R. 91 1019

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702 SPONSORED BY: West
DIGEST: reappointing Ray Battey to the City-County Administrative Board
REFERRED TO: Administration and Finance Committee
No Action Taken in 1993

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page

703 SPONSORED BY: West
DIGEST: reappointing Ruby Miller to the City-County Administrative Board
REFERRED TO: Administration and Finance Committee
No Action Taken in 1993

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704 SPONSORED BY: West
DIGEST: reappointing C. Richard Petticrew to the Indianapolis Economic Development Commission
REFERRED TO: Economic Development Committee
No Action Taken in 1993

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705 SPONSORED BY: West
DIGEST: reappointing Jack H. Hall, M.D. to the Metropolitan Development Commission
REFERRED TO: Metropolitan Development Committee
No Action Taken in 1993

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706 SPONSORED BY: West
DIGEST: reappointing Michael Rodman to the Metropolitan Development Commission
REFERRED TO: Metropolitan Development Committee
No Action Taken in 1993

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707 SPONSORED BY: West
DIGEST: reappointing Randolph L. Snyder to the Metropolitan Development Commission
REFERRED TO: Metropolitan Development Committee
No Action Taken in 1993

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708 SPONSORED BY: West
DIGEST: reappointing Diana Wilson Hall to the Board of Parks and Recreation
REFERRED TO: Parks and Recreation Committee
No Action Taken in 1993

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709 SPONSORED BY: West
DIGEST: reappointing Charles E. Kendall to the Board of Parks and Recreation
REFERRED TO: Parks and Recreation Committee
No Action Taken in 1993

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710 SPONSORED BY: West
DIGEST: reappointing Rudy Hightower to the Board of Public Safety.
REFERRED TO: Public Safety and Criminal Justice Committee
No Action Taken in 1993

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711 SPONSORED BY: West
DIGEST: reappointing Elliott Nelson to the Board of Public Safety
REFERRED TO: Public Safety and Criminal Justice Committee
No Action Taken in 1993

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712 SPONSORED BY: West
DIGEST: reappointing Tony A. Buford to the Board of Public Works
REFERRED TO: Public Works Committee
No Action Taken in 1993

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
713 SPONSORED BY: West DIGEST: appointing Holley Holmes to the Board of Public Works REFERRED TO: Public Works Committee	No Action Taken in 1993				
714 SPONSORED BY: West DIGEST: appointing Arno Haupt to the Board of Capital Asset Management REFERRED TO: Transportation Committee	No Action Taken in 1993				
715 SPONSORED BY: West DIGEST: reappointing Howard Howe to the Board of Capital Asset Management REFERRED TO: Transportation Committee	No Action Taken in 1993				
716 SPONSORED BY: West DIGEST: conforming terms of appointments to the Public Defender Board to comply with amendments to the current ordinance REFERRED TO: Public Safety and Criminal Justice Committee	No Action Taken in 1993				
717 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1902 South Franklin Road (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 169	1049
718 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6691 East Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 170	1049
719 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3711-3721 West 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 171	1049
720 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8001 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 172	1050
721 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2440 Shadeland Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 173	1050

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
722 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2803 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 174	1050
723 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6330 Guilford Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 175	1050
724 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1702 Ludlow Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 176	1050
725 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 451 East 91st Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 177	1050
726 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 650-674 Massachusetts Avenue (address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 178	1050
727 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 902-948 and 901-949 Fayette Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	R.O. 179	1050

1993 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Coughenour, Rhodes, Gilmer, Beadling, Black, Borst, Boyd, Brents, Curry, Franklin, Hinkle, Jimison, Jones, Mullin, O'Dell, SerVaas, Shambaugh, Smith, West, Williams DIGEST: reorganizing the administration of cable franchise and establishing a Cable Franchise Oversight Agency REFERRED TO: Administration and Finance Committee	Adopted	01/04/93	01/08/93	80, 1992	9
2 SPONSORED BY: Rhodes DIGEST: concerning the reorganization of the Mayor's Office, Department of Administration, Information Services Agency and the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	01/04/93	01/08/93	281, 1992	18
3 SPONSORED BY: Beadling DIGEST: amending the Code concerning the sale of city or county property to an Indiana not-for-profit corporation REFERRED TO: Administration and Finance Committee	Adopted	01/04/93	01/08/93	570, 1992	32
4 SPONSORED BY: Gilmer DIGEST: amending the Revised Code to add a Parking Management Division to the Department of Transportation REFERRED TO: Rules and Public Policy Committee	Adopted	01/04/93	01/08/93	618, 1992	35
5 SPONSORED BY: Gilmer DIGEST: amending the Revised Code by moving the Ordinance Violations Bureau from the Controller's Office to within the Parking Management Division of the Department of Transportation REFERRED TO: Rules and Public Policy Committee	Adopted	01/04/93	01/08/93	619, 1992	37
6 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a traffic signal at Olney Street and 62nd Street (District 7) REFERRED TO: Transportation Committee	Adopted	01/25/93	01/29/93	62	49
7 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing a traffic signal at 82nd Street (3900 E) and Clearwater Crossing (District 3) REFERRED TO: Transportation Committee	Adopted	02/08/93	02/16/93	61	109
8 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a change in the speed limit on a segment of 62nd Street between Keystone and State Road 37 (District 7) REFERRED TO: Transportation Committee	Adopted	02/08/93	02/16/93	63	109

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
9 SPONSORED BY: SerVaas DIGEST: amending the Revised Code and making certain changes in the Public Defender Board and Agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/22/93	02/26/93	54	128
10 SPONSORED BY: Beadling, Moriarty DIGEST: increases penalties for certain uncontested ordinance violations REFERRED TO: Transportation Committee	Adopted	02/08/93	02/16/93	12	81
11 SPONSORED BY: Dowden DIGEST: amending the Code by updating the county corrections fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/22/93	02/26/93	87	133
12 SPONSORED BY: Coughenour DIGEST: establishing a Department of Public Works special revenue fund for specific revenue sources restricted for specific purposes REFERRED TO: Administration and Finance Committee	Adopted	02/22/93	02/26/93	58	117
13 SPONSORED BY: Coughenour, Borst DIGEST: amending the Code by establishing a supplemental repair charge in addition to the regular sewer user charge for the area in Perry Township previously served by Southside Utilities, Inc. REFERRED TO: Public Works Committee	Adopted	03/15/93	03/19/93	111	153
14 SPONSORED BY: Coughenour DIGEST: amending the Code by extending the current sewer service and user rates REFERRED TO: Public Works Committee	Adopted	04/12/93	04/14/93	161	221
15 SPONSORED BY: Rhodes DIGEST: amending the Code concerning sick leave pay out for certain laid-off employees REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	104	169
16 SPONSORED BY: West DIGEST: amending the Code to allow Monument Circle to be included in parade routes for certain events REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/15/93	03/19/93	110	173
17 SPONSORED BY: Curry, Beadling, Franklin, Giffin, Gilmer, Ruhmkorff, Smith DIGEST: amending the Code by establishing oversight review processes for the 1993-1995 Capital Improvement Program REFERRED TO: Rules and Public Policy Committee	Adopted	03/15/93	03/19/93	115	174

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
18 SPONSORED BY: Moriarty DIGEST: amending the Code by authorizing a four-way stop at Bosart Avenue and Nowland Avenue (District 15) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	90	176
19 SPONSORED BY: Smith DIGEST: amending the Code by authorizing stop signs at various intersections in the Big Run subdivision (District 23) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	116	176
20 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing stop signs at various locations in The Islands subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	117	177
21 SPONSORED BY: Borst, Mullin DIGEST: amending the Code by authorizing stop signs at Rahke Road and South Creek Drive North, and at Webb Street and LeGrande Avenue (Districts 20, 25) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	118	178
22 SPONSORED BY: SerVaas DIGEST: amending the Code by changing the intersection controls at Central Avenue and 82nd Street and at Central Avenue and 84th Street from a two-way stop to a multi-way stop (District 2) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	119	178
23 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing multi-way stops at Admirals Point Drive and Old Stone Drive, and at Admirals Bay Drive and Old Stone Drive (District 5) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	120	179
24 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a multi-way stop at Cross Key Drive and Middleton Court and Bridger Court (District 1) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	121	179
25 SPONSORED BY: Gray DIGEST: amending the Code by authorizing a multi-way stop at Dapple Trace and 58th Street (District 9) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	122	180

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
26 SPONSORED BY: Gray DIGEST: amending the Code by changing the intersection controls at Illinois Street and 32nd Street from a traffic signal to stop signs (District 9) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	123	181
27 SPONSORED BY: Williams DIGEST: amending the Code by changing the parking restrictions on a segment of Brookside Avenue (District 22) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	124	181
28 SPONSORED BY: Williams DIGEST: amending the Code by changing the parking restrictions on College Avenue between 27th Street and Fall Creek Parkway, North Drive (District 22) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	125	182
29 SPONSORED BY: Brents DIGEST: amending the Code by deleting the parking restrictions on Dr. Martin Luther King Jr. Street on the west side from 10th Street to 11th Street (Districts 9, 16) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	126	183
30 SPONSORED BY: Moriarty DIGEST: amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Michigan Street and Gray Street (District 15) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	127	183
31 SPONSORED BY: Black, Rhodes DIGEST: amending the Code by authorizing a "No Parking Here to Corner" zone at the intersection of Crestview Avenue and 54th Street (Districts 6, 7) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	128	183
32 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a bus stop zone at 1635 West Michigan Street in front of the Goodwill Industries (District 17) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	129	184
33 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a bus stop zone on a segment of Michigan Street in the vicinity of University Blvd. (District 16) REFERRED TO: Transportation Committee	Adopted	03/15/93	03/19/93	130	184

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
34 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing a multi-way stop at Fox Hill Drive and Hoover Road (District 2) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	162	223
35 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a four-way stop at Olney Street and 61st Street (District 7) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	163	223
36 SPONSORED BY: Brents DIGEST: amending the Code by authorizing parking restrictions on Ray Street between Meridian Street and Union Street (District 16) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	164	224
37 SPONSORED BY: Brents DIGEST: amending the Code concerning parking restrictions in the downtown area and on East Washington Street (District 16, 22) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	165	224
38 SPONSORED BY: Brents, Golc DIGEST: amending the Code concerning parking restrictions on Washington Street from West Street to Somerset Avenue (District 16, 17) REFERRED TO: Transportation Committee	Adopted	04/12/93	04/14/93	166	228
39 SPONSORED BY: Dowden DIGEST: amending the Code concerning sick leave for police officers REFERRED TO: Administration and Finance Committee	Adopted	04/26/93	04/29/93	181	249
40 SPONSORED BY: Dowden DIGEST: amending the Code concerning pre-trial release fees REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	192	251
41 SPONSORED BY: Gilmer DIGEST: amending the Code authorizing intersection controls for the subdivisions of Huntington Pointe and Huntington Ridge (District 1) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	203	254
42 SPONSORED BY: Giffin DIGEST: amending the Code authorizing stop signs at Banner Avenue and Dunn Way, and Dunn Way and Prairie Depot (District 19) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	204	255

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
43 SPONSORED BY: Borst DIGEST: amending the Code authorizing stop signs at Katherine Drive and Louise Drive (District 25) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	205	256
44 SPONSORED BY: Williams DIGEST: amending the Code authorizing stop signs at Allegheny Street and Cincinnati Street (District 22) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	206	256
45 SPONSORED BY: Schneider DIGEST: amending the Code authorizing a traffic signal for the main entrance of North Willow Mall on West 86th Street (2370 W) (District 3) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	207	257
46 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing (1) a multi-way stop at the intersection of Lafayette Road and Moore Road, and (2) a speed reduction on a segment of Lafayette Road from Wilson Road to County Line Road (District 1) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	208	258
47 SPONSORED BY: Jones DIGEST: amending the Code by changing the intersection controls from traffic signals to stop signs at Station Street and 25th Street (District 10) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	209	258
48 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing one-way traffic for the alley between College Avenue and 63rd Place (District 2) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	210	259
49 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing parking restrictions on a segment of Pepperidge Drive from Mitthoefer Road to dead end (District 5) REFERRED TO: Transportation Committee	Adopted	04/26/93	04/29/93	211	259
50 SPONSORED BY: Boyd DIGEST: amending the Revised Code concerning the adjournment motions recognizing deceased persons REFERRED TO: Rules and Public Policy Committee	Adopted	05/24/93	05/26/93	659, 1992	305

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
51 SPONSORED BY: Dowden, Boyd DIGEST: amending the Code by authorizing a change in the speed limit for Crawfordsville Road from High School Road to Georgetown Road and for Shadeland Avenue from I-465 to 82nd Street (Districts 4, 8, 11) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	263	310
52 SPONSORED BY: Gray DIGEST: amending the Code by authorizing a traffic signal at Clarendon Road and 38th Street (District 9) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	261	312
53 SPONSORED BY: Black DIGEST: amending the Code by authorizing multi-way stop signs at Illinois Street and 40th Street (District 6) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	260	312
54 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls for The Willows subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	247	314
55 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing intersection controls for the Chatam Pointe subdivision (District 7) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	248	314
56 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for various locations in the City of Lawrence REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	249	315
57 SPONSORED BY: Gilmer, Gray DIGEST: amending the Code by authorizing intersection controls for the Meridian Park subdivision, section 1 (District 9) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	250	315
58 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing intersection controls for the Grassey Creek subdivision (District 13) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	251	315

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
59 SPONSORED BY: Ruhmkorff, O'Dell DIGEST: amending the Code by authorizing intersection controls for the Cumberland Estates, Sections 1 and 2 (Districts 12, 13) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	252	316
60 SPONSORED BY: Gray DIGEST: amending the Code by authorizing intersection controls for the Bretton Wood subdivision (District 9) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	253	316
61 SPONSORED BY: Giffin DIGEST: amending the Code by authorizing intersection controls for the Decatur Commons subdivision (District 19) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	254	317
62 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls for the North by Northwest Business Park (District 1) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	255	317
63 SPONSORED BY: Golc DIGEST: amending the Code by authorizing a multi-way stop at Astor Street and Reisner Street (District 17) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	256	318
64 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing multi-way stops at the intersections of Camberwood Drive and Crickwood Drive, Camberwood Drive and Lanston Drive, and Crickwood Drive and Lippincott Way (District 2) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	257	318
65 SPONSORED BY: Brents, Williams DIGEST: amending the Code by authorizing stop signs at the intersections of Muskingum Street and 10th Street, Muskingum Street and St. Clair Street, and Muskingum Street and Walnut Street (Districts 16, 22) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	258	319
66 SPONSORED BY: Jones DIGEST: amending the Code by authorizing a change in intersection controls at Dearborn Street and Massachusetts Avenue (District 10) REFERRED TO: Transportation Committee	Adopted	05/24/93	05/26/93	262	320

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
67 SPONSORED BY: McClamroch DIGEST: amending the Central Business District Zoning Ordinance to permit "dwelling unit(s)" either as a single building/use or as a part of a building/use in the CBD-2 and CBD-3 Districts REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	188	342
68 SPONSORED BY: McClamroch DIGEST: amending the Regional Center Zoning Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a change of use after Regional Center Approval has been granted REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	189	350
69 SPONSORED BY: McClamroch DIGEST: amending the Improvement Location Permit Ordinance to remove the replicative and redundant requirement of obtaining an Improvement Location Permit in order to ratify a use after a variance of use has been granted by the Board of Zoning Appeals REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	190	351
70 SPONSORED BY: Coughenour DIGEST: amending the Code concerning air pollution control REFERRED TO: Public Works Committee	Adopted	06/07/93	06/09/93	202	353
71 SPONSORED BY: Rhodes DIGEST: amending the Code by adding a new Section 23-13 concerning an early retirement benefit program REFERRED TO: Administration and Finance Committee	Adopted	06/07/93	06/09/93	287	363
72 SPONSORED BY: Rhodes DIGEST: establishing procedures for accounting and appropriations of revenues from the law enforcement education program fee REFERRED TO: Administration and Finance Committee	Adopted	06/07/93	06/09/93	288	365
73 SPONSORED BY: Borst DIGEST: amending the Code regarding the noise caused by the construction or repair of buildings REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	06/09/93	292	368
74 SPONSORED BY: Curry DIGEST: amending the Code concerning the powers and duties of the Metropolitan Emergency Communications Agency and its Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	299	389

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
75 SPONSORED BY: Dowden DIGEST: establishing an Office of the Court Administrator for the Superior and Circuit Courts of Marion County REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	07/12/93	07/14/93	354	418
76 SPONSORED BY: Franklin DIGEST: amending the Code by repealing the section concerning supplemental juror fees REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	07/12/93	07/14/93	615, 1992	423
77 SPONSORED BY: Dowden DIGEST: creating a Clerk's Record Perpetuation Fund REFERRED TO: Administration and Finance Committee	Adopted	07/12/93	07/14/93	318	424
78 SPONSORED BY: Rhodes DIGEST: creating an Enhanced Access Fund and Board REFERRED TO: Administration and Finance Committee	Adopted	07/12/93	07/14/93	319	426
79 SPONSORED BY: Williams DIGEST: amending the Code by deleting the College Avenue "bus lane" between Fairfield Avenue and Massachusetts Avenue and authorizing turn restrictions and on-street parking controls on this segment (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	264	431
80 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing stop signs in the Allison Pointe subdivision (District 3) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	327	435
81 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing stop signs at Park Avenue and 84th Street (District 2) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	328	435
82 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Fairway Drive, Steven Street and 72nd Street (District 2) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	329	436
83 SPONSORED BY: McClamroch DIGEST: amending the Code by authorizing a multi-way stop at Washington Boulevard and 84th Street (District 2) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	330	436

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
84 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing a multi way stop at the intersection of Bertha Street, Cloverleaf Court and Hardin Boulevard (District 18) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	331	437
85 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing a multi-way stop at Mitthoefer Road and Prospect Street (District 13) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	332	437
86 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing parking restrictions on Johnson Avenue from Washington Street to Julian Street (District 13) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	334	439
87 SPONSORED BY: Moriarty, Short DIGEST: amending the Code by authorizing parking restrictions on Prospect Street between Sherman Avenue and Keystone Avenue (Districts 15, 21) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	335	439
88 SPONSORED BY: Williams DIGEST: amending the Code by deleting rush hour parking restrictions on the west side of College Avenue between Ohio Street and Massachusetts Avenue (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	337	440
89 SPONSORED BY: Williams DIGEST: amending the Code by authorizing rush hour parking restrictions for Delaware Street on the westside from Fall Creek Parkway to 30th Street and for Washington Boulevard on the westside from Fall Creek Parkway to 30th Street (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	338	441
90 SPONSORED BY: Brents, Williams DIGEST: amending the Code by deleting all trolley stops (Districts 16, 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	339	441
91 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing weight limit restrictions for Farley area (District 18) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	340	443

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
92 SPONSORED BY: Mullin DIGEST: amending the Code by authorizing weight limit restrictions on Brill Street from Southern Avenue to Troy Avenue (District 20) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	341	444
93 SPONSORED BY: Williams DIGEST: amending the Code by authorizing a loading zone for 1125 Brookside Avenue (District 22) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	342	444
94 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing a multi-way stop at Old Stone Drive and Promontory Road (District 5) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	359	445
95 SPONSORED BY: Ruhmkorff DIGEST: amending the Code by authorizing 90 degree parking on Chateau Court, around the cul-de-sac (District 12) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	360	445
96 SPONSORED BY: Smith DIGEST: amending the Code by authorizing a traffic signal at Arlington Avenue and Thompson Road (District 23) REFERRED TO: Transportation Committee	Adopted	07/12/93	07/14/93	364	446
97 SPONSORED BY: Borst DIGEST: consolidating the Commercial Special Exception Ordinance, the Adult Entertainment Business Ordinance and the Commercial Zoning Ordinance into one document REFERRED TO: Metropolitan Development Committee	Adopted	08/02/93	Not Req.	320	469
98 SPONSORED BY: Dowden DIGEST: amending the Code by revising the manner in which franchise fees are established for the towing of vehicles REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/02/93	08/05/93	353	581
99 SPONSORED BY: Borst DIGEST: amending the Dwelling Districts Zoning Ordinance by clarifying the size limitation of commercial motor vehicles that may be parked, stored, maintained or kept on any property in a Dwelling District REFERRED TO: Metropolitan Development Committee	Adopted	08/02/93	Not Req.	377	585

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
100 SPONSORED BY: Williams DIGEST: amending the Code by authorizing one-way traffic on Vermont Place (District 22) REFERRED TO: Transportation Committee	Adopted	08/02/93	08/05/93	383	587
101 SPONSORED BY: Coughenour, Beadling, Borst, Boyd, Curry, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, SerVaas, Short, Smith, Williams DIGEST: amending the Code concerning smoking restrictions REFERRED TO: Rules and Public Policy Committee	Adopted	08/23/93	08/25/93	304	621
102 SPONSORED BY: Smith DIGEST: amending the Code by authorizing intersection controls for the Graystone subdivision, Section I (District 23) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	401	624
103 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing a stop sign at National Avenue and Rural Street (District 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	402	625
104 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing a multi-way stop at Temple Avenue and Werges Avenue (District 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	403	625
105 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing a stop sign on McFarland Lane at the intersection of McFarland Lane and McFarland Boulevard (District 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	405	625
106 SPONSORED BY: Golc DIGEST: amending the Code by authorizing stop signs at various locations in the vicinity of Morris Street and Alton Avenue (District 17) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	406	626
107 SPONSORED BY: Mullin DIGEST: amending the Code by authorizing a stop sign on Martin Street at the intersection of Martin Street and Weaver Avenue (District 20) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	407	627

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
108 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Aintree Court/Aintree Drive/Steeplechase Drive (District 3) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	408	627
109 SPONSORED BY: Beadling, Ruhmkorff DIGEST: updating the Code for various intersections in the vicinity of Post Road and 25th Street (Districts 5, 12) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	409	628
110 SPONSORED BY: Jones, Moriarty, Williams DIGEST: amending the Code by deleting rush hour parking restrictions on Rural Street from Hoyt Street to Massachusetts Avenue (Districts 10, 15, 22) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	410	629
111 SPONSORED BY: Brents, Williams DIGEST: amending the Code by changing the parking restrictions for various locations in the downtown area (Districts 16, 22) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	411	630
112 SPONSORED BY: Brents, Golc, Shambaugh DIGEST: amending the Code by authorizing parking restrictions for various locations on West 16th Street (Districts 8, 16, 17) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	412	631
113 SPONSORED BY: Borst DIGEST: amending the Code by authorizing parking restrictions on Drover Street from Oliver Street to Henry Street (District 25) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	413	632
114 SPONSORED BY: Coughenour, Mullin DIGEST: amending the Code by decreasing the speed limit on Madison Avenue from Stop 10 to County Line Road South from 45 mph to 40 mph (Districts 20, 24) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	414	633
115 SPONSORED BY: Golc DIGEST: amending the Code by authorizing weight limit restrictions on Bertha Street east of Lynhurst Drive (District 17) REFERRED TO: Transportation Committee	Adopted	08/23/93	08/25/93	416	633
116 SPONSORED BY: Coughenour DIGEST: approving the transfer of certain territory from the Consolidated City of Indianapolis to the City of Beech Grove REFERRED TO: Metropolitan Development Committee	Adopted	09/27/93	10/01/93	483	820

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
117 SPONSORED BY: Gilmer, Gray DIGEST: amending the Code by changing the speed limit on Georgetown Road from Lafayette Road to 79th Street from 45 mph to 40 mph (Districts 1, 9) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	529	863
118 SPONSORED BY: Moriarty, Beadling, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short, Smith DIGEST: amending the Code by establishing that vehicles used in an act of prostitution are public nuisances REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	398	832
119 SPONSORED BY: Moriarty, Beadling, Dowden, Golc, Jimison, McClamroch, Mullin, O'Dell, Schneider, Short, Smith DIGEST: amending the Code by establishing that vehicles used in an act of prostitution which are public nuisances may be abated by sale at a public auction REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	399	833
120 SPONSORED BY: Borst DIGEST: amending the Comprehensive Zoning Maps of Marion County by updating base map #11 to include subsequent rezonings REFERRED TO: Metropolitan Development Committee	Adopted	10/11/93	Not Req.	508	841
121 SPONSORED BY: Rhodes DIGEST: amending the Revised Code by changing the name of the Central Equipment Management Division to Indianapolis Fleet Services Division REFERRED TO: Administration and Finance Committee	Adopted	10/11/93	10/19/93	392	844
122 SPONSORED BY: Rhodes DIGEST: amending the Code by repealing Section 6-11 concerning milk cows REFERRED TO: Administration and Finance Committee	Adopted	10/11/93	10/19/93	479	848
123 SPONSORED BY: Rhodes DIGEST: amending the Code by repealing Section 17-932 concerning pigeon eradication REFERRED TO: Administration and Finance Committee	Adopted	10/11/93	10/19/93	480	848
124 SPONSORED BY: Borst, Golc DIGEST: amending the Code by (1) increasing the speed limit on Harding Street from Kentucky Avenue to Oliver Street from 35 mph to 40 mph, and (2) authorizing a traffic signal at Harding Street and Howard Street (Districts 17, 25) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	415	851

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
125 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing a traffic signal at Center Run Road (8350 N) and Venture/Castle Plaza Drive (District 4) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	492	852
126 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing intersection controls for the Parc Estates subdivision (District 18) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	511	853
127 SPONSORED BY: Giffin DIGEST: amending the Code by authorizing stop signs for the New Heritage subdivision (District 19) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	512	854
128 SPONSORED BY: Gray DIGEST: amending the Code by authorizing intersection controls for the Oakforge Woods subdivision (District 9) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	513	854
129 SPONSORED BY: Hinkle DIGEST: amending the Code by authorizing intersection controls for the Westwood subdivision (District 18) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	514	855
130 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing stop signs for the Killdeer Drive subdivision (District 24) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	515	855
131 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing stop signs for the Rolling Ridge Pines subdivision (District 4) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	516	856
132 SPONSORED BY: Smith DIGEST: amending the Code by authorizing stop signs for the Summer Hill subdivision (District 23) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	517	856
133 SPONSORED BY: Giffin DIGEST: amending the Code by authorizing stop signs for the Washington Industrial Park (District 19) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	518	857

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
134 SPONSORED BY: Ruhmkorff DIGEST: amending the Code by authorizing a traffic signal at German Church Road and 21st Street (District 12) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	519	857
135 SPONSORED BY: SerVaas DIGEST: amending the Code by authorizing a multi-way stop at 84th Street and Pennsylvania Street (District 2) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	520	858
136 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a multi-way stop at 61st Street and Sherman Drive (District 7) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	521	858
137 SPONSORED BY: O'Dell DIGEST: amending the Code by authorizing a multi-way stop at Michigan Street and Eaton Avenue (District 13) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	522	859
138 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a multi-way stop at 65th Street and Westfield Boulevard (Districts 2, 7) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	523	859
139 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a multi-way stop at Sugar Grove Avenue and 21st Street (District 16) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	524	860
140 SPONSORED BY: Golc DIGEST: amending the Code by authorizing a multi-way stop at Ohio Street and Pershing Avenue (District 17) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	525	861
141 SPONSORED BY: Williams DIGEST: amending the Code by deleting rush hour parking restrictions for various downtown locations (Districts 16, 22) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	526	861
142 SPONSORED BY: Beadling, Boyd DIGEST: amending the Code by authorizing parking restrictions on Franklin Road from Pendleton Pike to 52nd Street (Districts 5, 11, 14) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	527	862

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
143 SPONSORED BY: Shambaugh DIGEST: amending the Code by changing the speed limit on 34th Street from Lafayette Road to High School Road from 30 mph to 35 mph (District 8) REFERRED TO: Transportation Committee	Adopted	10/11/93	10/19/93	528	862
144 SPONSORED BY: Curry DIGEST: amending the Revised Code concerning the rules of the City-County Council REFERRED TO: Rules and Public Policy Committee	Adopted	10/25/93	10/28/93	400	898
145 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls for Liberty Creek subdivision (District 1) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	561	920
146 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for Hunters Crossing subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	562	921
147 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for Potomac Place subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	563	921
148 SPONSORED BY: Beadling DIGEST: amending the Code by authorizing intersection controls for Warren Woods subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	564	921
149 SPONSORED BY: Ruhmkorff DIGEST: amending the Code by authorizing intersection controls for Warren Lakes subdivision (District 5) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	565	922
150 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a traffic signal at 86th Street and Commerce Park Place (District 1) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	566	923
151 SPONSORED BY: Brents DIGEST: amending the Code by authorizing a traffic signal for Coe Street (Wishard Hospital) and University Boulevard approximately 600 feet south of Indiana Avenue (District 16) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	567	924

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
152 SPONSORED BY: Schneider DIGEST: amending the Code by authorizing a traffic signal for the east entrance to North Willow Mall on West 86th Street (District 3 REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	568	924
153 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a multi-way stop at the intersection of Delaware Street and 57th Street (District 7) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	571	925
154 SPONSORED BY: McClamroch DIGEST: amending the Code authorizing a multi-way stop at the intersection of Millersville Road and 42nd Street (District 11) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	572	926
155 SPONSORED BY: Gray DIGEST: amending the Code by authorizing a 25 mph speed limit on Deer Creek Drive from 52nd Street to 56th Street (District 9) REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	573	926
156 SPONSORED BY: Rhodes DIGEST: amending Secs. 8½-2 and 8½-61 of the Code pertaining to definitions and subscribers' rates and charges for cable television services REFERRED TO: Administration and Finance Committee	Adopted	11/08/93	11/10/93	602	950
157 SPONSORED BY: Coughenour DIGEST: amending the Code by extending the current sewer service and user rates through January and February 1994 REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	626	976
158 SPONSORED BY: Borst DIGEST: amending the Code by authorizing a traffic signal at the Lilly Access Drive with Raymond Street approximately 2,200 feet east of Harding Street; said signal shall be the sole responsibility of Lilly, including design, construction and energy costs (District 25) REFERRED TO: Transportation Committee	Adopted	11/22/03	11/29/93	569	980
159 SPONSORED BY: Coughenour DIGEST: amending the Code dealing with the imposition of the solid waste disposal user fee REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	625	989

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
160 SPONSORED BY: Coughenour DIGEST: amending the Code by increasing air pollution control construction permit and operating permit fees for 1994 REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	627	991
161 SPONSORED BY: Dowden DIGEST: amending the Revised Code to add certain provisions respecting the Marion County Public Defender Agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	635	1007
162 SPONSORED BY: Curry DIGEST: amending Chapter 102 of the Revised Code concerning the Definitions REFERRED TO: Rules and Public Policy Committee	Adopted	11/22/93	11/29/93	665	1011
163 SPONSORED BY: Coughenour, Gilmer DIGEST: amending the Revised Code dealing with the organization of the Departments of Public Works and Transportation REFERRED TO: Public Works and Transportation Committee	Adopted	12/13/93	12/15/93	450	1025
164 SPONSORED BY: Dowden DIGEST: creating a Court Violations Bureau administrative fee and fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	6, 1992	1066
165 SPONSORED BY: Borst, Beadling DIGEST: revising the enforcement procedures for civil zoning violations in order to comply with state statute, by making certain violations subject to admission and payment through the Ordinance Violations Bureau, in lieu of citations with increasing fine amounts REFERRED TO: Metropolitan Development Committee	Adopted	12/13/93	12/15/93	622	1068
166 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing the county to contract with the sheriff for salary compensation in lieu of collection fees and by repealing Sec. 2-21 of the Code REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	654	1073

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Borst DIGEST: appropriating $50,000 for the County Surveyor to finalize a contract for fiscal year 1993 with the Department of Public Works concerning IMAGIS REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	01/29/93	651, 1992	55
2 SPONSORED BY: West DIGEST: appropriating $100,000 for the City-County Council's anticipated expenses relating to cable franchise matters REFERRED TO: Administration and Finance Committee	Adopted	01/25/93	Not Req.	1	56
3 SPONSORED BY: Curry DIGEST: appropriating $120,000 for the County Auditor to cover salary and service expenses associated with the Tax Increment Financing District projects REFERRED TO: Administration and Finance Committee	Adopted	01/25/93	Not Req.	2	57
4 SPONSORED BY: Ruhmkorff DIGEST: appropriating $10,703,854 to repay the 1992 welfare notes REFERRED TO: Community Affairs Committee	Adopted	01/25/93	01/29/93	3	58
5 SPONSORED BY: Dowden DIGEST: transferring and appropriating $812,956 for the County Auditor to technically amend its 1993 budget concerning the Prosecutor's Diversion Fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	652, 1992	61
6 SPONSORED BY: McClamroch DIGEST: transferring and appropriating $250,000 for the Office of the Corporation Counsel to cover contracting expenses with law firms REFERRED TO: Administration and Finance Committee	Adopted	01/25/93	01/29/93	4	62
7 SPONSORED BY: Dowden DIGEST: appropriating $14,238 for Community Corrections to hire an Intensive Supervision Officer for the Municipal Court to aid with the release of selected home detainees REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	02/16/93	52	104
8 SPONSORED BY: Schneider DIGEST: appropriating $2,400 for the Superior Court, Criminal Division, Probation Department, to contract with a temporary service to hire a data entry clerk REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	53	105

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
9 SPONSORED BY: Dowden DIGEST: transferring and appropriating $550,000 in the County General Fund and $400,000 in the Cumulative Capital Development Fund for the County Sheriff to facilitate in paying certain salary and fringe benefits by reallocating the use of Cumulative Capital Development Funds REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	Not Req.	11	106
10 SPONSORED BY: Rhodes DIGEST: appropriating $46,930 for the Information Services Agency to cover expenses associated with assuming the operation of the Department of Public Works Digital Equipment Corporation computers REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	106	151
11 SPONSORED BY: Coughenour DIGEST: appropriating individual participant contributions into a fund under the Department of Public Works from which the revenue can be received and expenditures made for the benefit of the consortium REFERRED TO: Public Works Committee	Adopted	02/22/93	02/26/93	55	116
12 SPONSORED BY: Rhodes DIGEST: appropriating $6,053,811 for the Department of Administration, Central Equipment Management Division, to purchase/lease vehicles for 1993 REFERRED TO: Administration and Finance Committee	Adopted	02/22/93	02/26/93	82	123
13 SPONSORED BY: Moriarty DIGEST: appropriating $117,000 for the Presiding Judge of the Municipal Court, Probation Department, to continue the Treatment Alternatives to Street Crimes program REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/22/93	Not Req.	86	124
14 SPONSORED BY: Rhodes DIGEST: transferring and appropriating $6,300 for the Washington Township Assessor to comply with new purchasing procedures REFERRED TO: Administration and Finance Committee	Adopted	02/22/93	02/26/93	83	132
15 SPONSORED BY: Dowden DIGEST: appropriating $86,265 for the Superior Court, Juvenile Division/Detention Center, to cover 1993 salary expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/15/93	Not Req.	109	152
16 SPONSORED BY: Rhodes DIGEST: amending F.O. No. 57, 1992 (City-County Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993 REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	103	169

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
17 SPONSORED BY: Borst DIGEST: transferring and appropriating $149,393 for the County Coroner to cover salary and supply expenses associated with performing pathology services in-house REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	Not Req.	107	172
18 SPONSORED BY: Ruhmkorff DIGEST: appropriating $3,914,984 for the Department of Public Welfare to pay the expenses of wards in institutions REFERRED TO: Community Affairs Committee	Adopted	04/12/93	04/14/93	150	214
19 SPONSORED BY: O'Dell DIGEST: appropriating $557,000 for the Department of Parks and Recreation, Natural Resources Division, to pay for tree maintenance and other contractual services REFERRED TO: Parks and Recreation Committee	Adopted	04/12/93	04/14/93	152	215
20 SPONSORED BY: O'Dell DIGEST: appropriating $134,000 for the Department of Parks and Recreation, Support Services Division, to develop a strategic plan for parks and recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/12/93	04/14/93	153	216
21 SPONSORED BY: O'Dell DIGEST: appropriating $11,868 for the Department of Parks and Recreation, Marketing Services Division, to continue the Youth Conservation Corp Build-A-Park Program in 1993 REFERRED TO: Parks and Recreation Committee	Adopted	04/12/93	04/14/93	154	217
22 SPONSORED BY: Moriarty DIGEST: appropriating $317 for the Presiding Judge of the Municipal Court to purchase supplies for the GED/Literacy Program funded by grants from Indiana Black Expo, Inc. and Melvin Simon & Associates REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/12/93	Not Req.	157	218
23 SPONSORED BY: Dowden DIGEST: appropriating $20,272 for the Auditor to provide fringe benefits for Juvenile Court's companion Proposal No. 109, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/12/93	Not Req.	158	219
24 SPONSORED BY: Dowden DIGEST: appropriating $44,271 for the Marion County Justice Agency to conduct the Drug Use Forecasting Program through an inter-agency agreement with the National Institute of Justice REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/12/93	04/14/93	159	220

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
25 SPONSORED BY: Dowden DIGEST: appropriating $372,074 for the Marion County Justice Agency to remit the final arbitrage payment on the JUSTIS bond and to cover repair expenses and the purchase of new equipment for the JUSTIS II system REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	160	241
26 SPONSORED BY: Rhodes DIGEST: appropriating $61,295 for the Department of Administration, Central Equipment Management Division, to purchase a new dump truck REFERRED TO: Administration and Finance Committee	Adopted	04/26/93	04/29/93	180	243
27 SPONSORED BY: Dowden DIGEST: appropriating $14,227 for the Prosecuting Attorney, acting as subgrantee for the Indiana Criminal Justice Institute, to pay the salary of one domestic violation counsellor for the Salvation Army for its Domestic Violence Victim's Counseling Project REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	193	244
28 SPONSORED BY: Dowden DIGEST: appropriating $10,000 for the Prosecuting Attorney to extend the Street Terrorist Offender Program through September 30, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	194	245
29 SPONSORED BY: Dowden DIGEST: appropriating $62,400 for the Prosecuting Attorney to pay the salaries of an additional deputy prosecutor and a probation officer with the new drunk driving program REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	Not Req.	195	246
30 SPONSORED BY: Dowden DIGEST: appropriating $22,000 for the Marion County Public Defender Agency to increase 1993 appropriations to the amount specified in the 1992 public defender mandate settlement REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	198	247
31 SPONSORED BY: Borst DIGEST: transferring and appropriating $64,220 for the Forensic Services Agency to pay the salaries of an additional latent print examiner and a laboratory custodian REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/26/93	04/29/93	200	253
32 SPONSORED BY: Dowden DIGEST: appropriating $30,000 to the Marion County Public Defender Agency to technically amend its 1993 budget REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/10/93	05/20/93	653, 1992	280

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
33 SPONSORED BY: Jimison DIGEST: appropriating $3,600 for the Superior Court, Criminal Division, Probation Department, to fund a workshop series that will provide assessments of probations REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/10/93	Not Req.	199	282
34 SPONSORED BY: Dowden DIGEST: appropriating $270,723 to the Marion County Public Defender Agency to pay contractual public defender expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/10/93	05/20/93	232	284
35 SPONSORED BY: Borst DIGEST: transferring and appropriating $27,000 for the County Auditor to purchase equipment REFERRED TO: Administration and Finance Committee	Adopted	05/10/93	Not Req.	228	287
36 SPONSORED BY: Borst DIGEST: appropriating $108,095 to the County Recorder to cover the personnel expenses REFERRED TO: Administration and Finance Committee	Adopted	05/24/93	Not Req.	231	299
37 SPONSORED BY: Borst DIGEST: appropriating $20,053 for the County Recorder to purchase additional magnetic disk storage and work stations REFERRED TO: Administration and Finance Committee	Adopted	05/24/93	Not Req.	242	299
38 SPONSORED BY: O'Dell DIGEST: appropriating $115,300 for the Department of Parks and Recreation, Recreation and Special Facilities Division and Natural Resources Division, to use for purposes as specified by donors such as developing Skiles Test Estate Park REFERRED TO: Parks and Recreation Committee	Adopted	05/24/93	05/26/93	244	300
39 SPONSORED BY: O'Dell DIGEST: authorizing the issuance and sale of a Note of the City of Indianapolis Park and Recreation District and to appropriate the proceeds of the Note REFERRED TO: Parks and Recreation Committee	Adopted	05/24/93	05/26/93	245	301
40 SPONSORED BY: Borst DIGEST: transferring and appropriating $15,500,378 for the Department of Metropolitan Development, Division of Neighborhood and Development Services, to comply with the Redevelopment Act which requires that monies given or paid for redevelopment purposes shall be credited to the redevelopment fund REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	06/09/93	243	336

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
41 SPONSORED BY: Coughenour DIGEST: appropriating $1,840 for the County Commissioners to pay a speaker fee for the Marion County Parent Teachers Association REFERRED TO: Administration and Finance Committee	Adopted	06/07/93	06/09/93	290	337
42 SPONSORED BY: Dowden DIGEST: appropriating $175,000 for the Sheriff to pay Riverside Community Corrections to house inmates during the months of April-July 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/07/93	Not Req.	294	338
43 SPONSORED BY: Dowden DIGEST: reappropriating $62,400 for the Prosecuting Attorney and repealing Fiscal Ordinance No. 29, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/07/93	Not Req.	295	339
44 SPONSORED BY: Dowden DIGEST: appropriating $140,665 of Home Detention User Fees for Community Corrections to cover operating expenses for the 1993-1994 fiscal year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/07/93	06/09/93	296	340
45 SPONSORED BY: Dowden DIGEST: appropriating $746,385 for Community Corrections to utilize a state grant for fiscal year 1993-1994 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/07/93	06/09/93	297	341
46 SPONSORED BY: Rhodes, McClamroch DIGEST: transferring and appropriating $11,210 for the Washington Township Assessor to cover supply and computer equipment expenses REFERRED TO: Administration and Finance Committee	Adopted	06/07/93	06/09/93	289	365
47 SPONSORED BY: Dowden DIGEST: appropriating $135,000 for the Metropolitan Emergency Communication Agency to acquire and install TDD (Telecommunication Devices for the Deaf) equipment REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	322	387
48 SPONSORED BY: Dowden DIGEST: appropriating $42,000 for Community Corrections to pay the salary of the executive director of Project Courage funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	326	388

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
49 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating $10,000 for the Superior Court, Juvenile Division/Detention Center, to cover the costs for a new roof, gutters and downspouts					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/21/93	Not Req.	323	395
50 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating $10,000 for the Superior Court, Juvenile Division/Detention Center, to repair the boiler and to cover other renovation costs					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/21/93	Not Req.	324	396
51 SPONSORED BY: Golc					
DIGEST: transferring and appropriating $1,500 for the Marion County Drug Court to purchase flags and additional supplies					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/21/93	06/25/93	325	397
52 SPONSORED BY: Borst					
DIGEST: appropriating $3,173,913 for the Department of Metropolitan Development, Community Development Administration, for the 1993 Community Development Block Grant Program					
REFERRED TO: Metropolitan Development Committee					
	Adopted	07/12/93	07/14/93	348	417
53 SPONSORED BY: Dowden					
DIGEST: appropriating $65,635 for the Office of the Court Administrator to cover operating costs for the balance of 1993					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/12/93	07/14/93	355	419
54 SPONSORED BY: Dowden					
DIGEST: appropriating $72,990 for Community Corrections to continue an Intensive Probation Services Program for juveniles for fiscal year 1993-1994 funded by a state grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/12/93	07/14/93	357	420
55 SPONSORED BY: West					
DIGEST: appropriates funds from Enhanced 9-1-1 fees for public safety answering services					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/12/93	Not Req.	358	421
57 SPONSORED BY: Rhodes					
DIGEST: appropriating $150,420 for the Cable Communications Agency to cover the following expenses: (1) salaries through the end of fiscal year 1933, (2) cable franchise renewal procedures, and (3) the upgrade, maintenance and repair of equipment					
REFERRED TO: Administration and Finance Committee					
	Adopted	08/02/93	08/05/93	227	465

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
58 SPONSORED BY: Dowden DIGEST: appropriating $445,140 for the Marion County Justice Agency to continue the Metro Drug Task Force for the 1993-94 fiscal year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/02/93	08/05/93	379	466
59 SPONSORED BY: Gilmer DIGEST: transferring and appropriating $241,473 for the Department of Transportation, Finance and Administration Division, to fund Maintenance Operation's salary budget REFERRED TO: Transportation Committee	Adopted	08/02/93	08/05/93	382	586
60 SPONSORED BY: Dowden DIGEST: appropriating $21,851 for the Superior Court, Juvenile Division/ Detention Center, to pay the salary of a truancy probation officer REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	Not Req.	196	605
61 SPONSORED BY: Dowden DIGEST: transferring and appropriating $687,907 for the Marion County Public Defender Agency to transfer certain employees from the Presiding Judge of the Municipal Court budget to the Marion County Public Defender Agency budget, to provide for the staffing of the office of Chief Public Defender, to provide for expense of dealth penalty cases and certain other expenditures in excess of the amounts budgeted REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	380	606
62 SPONSORED BY: Dowden DIGEST: appropriating $60,000 for the Sheriff to pay overtime to officers working Project 55 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	393	607
63 SPONSORED BY: Dowden DIGEST: appropriating $311,046 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Marion County Justice Agency to provide for the continuation of various programs REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	394	608
64 SPONSORED BY: Dowden DIGEST: appropriating $100,000 for the Marion County Justice Agency to purchase surveillance, sweeping, listening, and miscellaneous equipment for the narcotics/intelligence divisions REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/23/93	08/25/93	395	609

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
65 SPONSORED BY: Dowden					
DIGEST: appropriating $10,350 for the Marion County Justice Agency, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel costs for the Julian Center for its Sojourner Children's Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/23/93	08/25/93	396	610
66 SPONSORED BY: Dowden					
DIGEST: appropriating $199,877 for Community Corrections to establish the Craine House Family Living Program funded by state and federal grants					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/23/93	08/25/93	397	611
67 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating for the Department of Administration, Equal Opportunity Division, $10,000 to purchase new computers and printers					
REFERRED TO: Administration and Finance Committee					
	Adopted	08/23/93	08/25/93	391	623
68 SPONSORED BY: Williams					
DIGEST: appropriating $16,833,587 for the Department of Metropolitan Development, Public Housing Division, to rehabilitate Blackburn and Hawthorne Place funded by federal monies					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/13/93	09/15/93	442	650
69 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating $1,300 for the Washington Township Assessor to purchase plat book supplies					
REFERRED TO: Administration and Finance Committee					
	Adopted	09/13/93	09/15/93	439	652
70 SPONSORED BY: West					
DIGEST: the annual budget for Indianapolis and Marion County for 1994					
REFERRED TO: Various Committees Committee					
	Adopted	09/27/93	10/01/93	425	705
71 SPONSORED BY: Ruhmkorff					
DIGEST: the annual budget for the Marion County Department of Public Welfare for 1994					
REFERRED TO: Community Affairs Committee					
	Adopted	09/27/93	10/01/93	423	804
72 SPONSORED BY: West					
DIGEST: the annual budget for the Metropolitan Emergency Communications Agency for 1994					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/27/93	10/01/93	424	813

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
73 SPONSORED BY: Dowden DIGEST: appropriating $17,500 for the Department of Public Safety, Emergency Management Planning Division, to cover administrative and project planning costs for the Emergency Management Siren Project REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	447	838
74 SPONSORED BY: Dowden DIGEST: transferring and appropriating $93,053 for the Clerk of the Circuit Court to transfer the Court Services payroll into the Court Administrator's budget for 1993 and to cover shelving expenses at the juvenile facility REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	490	839
75 SPONSORED BY: Coughenour, O'Dell, Rhodes DIGEST: appropriating $1,370 for the County Commissioners to cover some of the expense for the Red Ribbon Celebration, which promotes drug free education, sponsored by the Marion County Parent Teachers Association REFERRED TO: Administration and Finance Committee	Adopted	10/11/93	10/19/93	507	840
76 SPONSORED BY: Dowden DIGEST: appropriating $66,000 for the Prosecuting Attorney to continue the Adult Protective Services for the 1994 fiscal year funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	509	843
77 SPONSORED BY: Dowden DIGEST: appropriating $7,754 for the Prosecuting Attorney for the Adult Protective Services which is a supplement to the annual state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	510	843
78 SPONSORED BY: Franklin DIGEST: transferring and appropriating $950 for the Superior Court, Criminal Division, Room Four, to cover maintenance contracts and postage expense REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	Not Req.	444	847
79 SPONSORED BY: Dowden DIGEST: appropriating $25,600 for the Domestic Relations Counseling Bureau, acting as subgrantee for the Indiana Criminal Justice Institute, to pay personnel expenses for the Visiting Nurse Service REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	448	878

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
80 SPONSORED BY: Gilmer DIGEST: appropriating $4,700,000 for the Department of Transportation, Asset Management Division, to cover the expense of resurfacing approximately fifty lane miles of streets and of implementing a county-wide inventory of signals, streets and culverts REFERRED TO: Transportation Committee	Adopted	10/25/93	Not Req.	451	879
81 SPONSORED BY: Gilmer DIGEST: appropriating $421,000 for the Department of Transportation, Operations Division, to replace 1993 funds which were used to pay 1992 residential thoroughfare and traffic energy bills REFERRED TO: Transportation Committee	Adopted	10/25/93	10/28/93	452	880
82 SPONSORED BY: Dowden DIGEST: appropriating $370,000 for the County Sheriff to cover food expense for the jail inmates through the end of the year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	489	881
83 SPONSORED BY: Dowden DIGEST: appropriating $18,100 for the Superior Court, Criminal Division, Probation Department, to cover postage, supplies and telephone service expenses REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	491	882
84 SPONSORED BY: Dowden DIGEST: appropriating $47,189 for the County Sheriff to continue the Victim Assistance Program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	553	883
85 SPONSORED BY: Dowden DIGEST: appropriating $23,283 for the County Sheriff to continue the Child Abuse Intervention Program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	554	884
86 SPONSORED BY: Dowden DIGEST: appropriating $30,703 for the Marion County Justice Agency to initiate a Pre-Trial Drug Testing program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	555	885
87 SPONSORED BY: Borst DIGEST: appropriating $3,500 for the Superior Court, Criminal Division, Probation Department, to pay for processing urine samples REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	10/28/93	557	886

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
88 SPONSORED BY: Jimison					
DIGEST: transferring and appropriating $3,591 for the Superior Court, Criminal Division, Room Six, to cover miscellaneous expenses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/25/93	10/28/93	487	915
89 SPONSORED BY: West					
DIGEST: reallocating $201,807 from the E-911 Fund to the Police General Fund and $38,005 from the E-911 Fund to the Fire General Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/25/93	10/28/93	505	916
90 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating $3,500 for the Superior Court, Title IV-D Court, to furnish new courtroom and offices					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/25/93	10/28/93	556	917
91 SPONSORED BY: Gilmer					
DIGEST: transferring and appropriating $592,826 for the Department of Transportation, Operations Division, to cover overtime expenses and additional salary expense due to contracts won by DOT					
REFERRED TO: Transportation Committee					
	Adopted	10/25/93	10/28/93	559	918
92 SPONSORED BY: Gilmer					
DIGEST: transferring and appropriating $241,473 for the Department of Transportation, Operations Division, to cover salaries and repealing Fiscal Ordinance No. 59, 1993					
REFERRED TO: Transportation Committee					
	Adopted	10/25/93	10/28/93	560	919
93 SPONSORED BY: Borst					
DIGEST: appropriating $15,482 for the County Recorder to cover a 1992 remodeling cost and a payment on the Wang equipment with moneys appropriated in 1992, but not encumbered					
REFERRED TO: Metropolitan Development Committee					
	Adopted	11/08/93	Not Req.	550	
94 SPONSORED BY: Borst					
DIGEST: appropriating $12,600 for the County Recorder to cover postage and telephone expenses					
REFERRED TO: Metropolitan Development Committee					
	Adopted	11/08/93	Not Req.	551	
95 SPONSORED BY: Rhodes					
DIGEST: appropriating $28,702 for the County Coroner to satisfy an outstanding obligation for contractual services rendered in December of 1992 by University Clinical Pathology Associates, P.C.					
REFERRED TO: Administration and Finance Committee					
	Adopted	11/08/93	Not Req.	590	

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
96 SPONSORED BY: Rhodes DIGEST: transferring and appropriating $2,500 for the Franklin Township Assessor to purchase new plat books REFERRED TO: Administration and Finance Committee	Adopted	11/08/93	11/10/93	589	949
97 SPONSORED BY: Ruhmkorff DIGEST: appropriating $421,998 for the Marion County Healthcare Center to cover additional nursing staff salaries and to pay for patient services and computer repair expenses REFERRED TO: Community Affairs Committee	Adopted	11/22/93	11/29/93	549	966
98 SPONSORED BY: Dowden DIGEST: appropriating $128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	591	967
99 SPONSORED BY: Dowden DIGEST: reallocating $312,021 to fund the 1993 budget of the Supplemental Public Defender Fees Fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/03	11/29/93	592	968
100 SPONSORED BY: Dowden DIGEST: appropriating $173,560 for Community Corrections to finance additional home detention units and residential beds funded by a state grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	594	969
101 SPONSORED BY: Dowden DIGEST: appropriating $150,666 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the 1993-94 fiscal year REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	595	969
102 SPONSORED BY: Rhodes DIGEST: appropriating $90,500 for the City Controller to cover the costs of converting to a new computer system for the Barrett Law section REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	620	974
103 SPONSORED BY: Dowden DIGEST: transferring and appropriating $11,300 for the Court Administrator to cover construction costs for the new Court Administrator Agency which will be located in Suite 341T in the City-County Building REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	623	975

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
104 SPONSORED BY: Dowden DIGEST: transferring and appropriating $4,000 for the Superior Court, Juvenile Division/Detention Center, to purchase supplies REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	Not Req.	488	979
105 SPONSORED BY: Dowden DIGEST: transferring and appropriating $17,560 for Community Corrections to amend a home detention equipment lease agreement by changing it to a purchase agreement REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	11/22/93	11/29/93	593	981
106 SPONSORED BY: Rhodes DIGEST: approving reductions in proposed expenditures since the adoption of the 1993 City-County Annual Budget in the amount of $13,757,224 REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	617	984
107 SPONSORED BY: Coughenour DIGEST: transferring and appropriating $100,000 for the Department of Public Works, Solid Waste Management Division, to cover overtime salaries incurred with the 1993 Fall Leaf Program REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	624	988
108 SPONSORED BY: Gilmer DIGEST: transferring and appropriating $187,175 for the Department of Transportation, Operations Division, to cover the bids won by the Maintenance Division plus the remaining balance in the Opportunity Account REFERRED TO: Transportation Committee	Adopted	11/22/93	11/29/93	628	1006
109 SPONSORED BY: Rhodes, McClamroch DIGEST: transferring and appropriating $1,520 for the Washington Township Assessor to purchase computer software REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	621	987
110 SPONSORED BY: Dowden DIGEST: transferring and appropriating $24,900 for the Marion County Public Defender Agency to pay public defender salaries for the Marion County Drug Court REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	643	1051
111 SPONSORED BY: Rhodes DIGEST: authorizing tax anticipation borrowing for the City during the period from January 1, 1994 through December 31, 1994 REFERRED TO: Administration and Finance Committee	Adopted	12/13/93	12/15/93	645	1052

1993 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
112 SPONSORED BY: Rhodes DIGEST: authorizing tax anticipation borrowing for the County General Fund and the Welfare General Fund during the period from January 1, 1994 through December 31, 1994 REFERRED TO: Administration and Finance Committee	Adopted	12/13/93	12/15/93	646	1057
113 SPONSORED BY: Dowden DIGEST: appropriating $7,463 for the Superior Court, Criminal Division, Room 3, to cover overtime expenses due to jury trials and reducing the appropriations of certain other courts REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	649	1062
114 SPONSORED BY: Dowden DIGEST: transferring and appropriating $165,500 for the Sheriff to pay for inmate housing at the Riverside Community Corrections facility from October 15 through December 31, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	653	1064
115 SPONSORED BY: Dowden DIGEST: transferring and appropriating $6,800 for the Superior Court, Criminal Division, Room Five, to cover staff salaries through December 31, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/13/93	12/15/93	673	1065
116 SPONSORED BY: SerVaas DIGEST: transferring and appropriating $24,000 for the County Coroner to pay contractual expenses REFERRED TO: Administration and Finance Committee	Adopted	12/13/93	Not Req.	674	1074

1993 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Ruhmkorff DIGEST: a special ordinance authorizing the issuance of the City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000 REFERRED TO: Economic Development Committee	Adopted	03/15/93	03/19/93	146	146
2 SPONSORED BY: Ruhmkorff DIGEST: amending S.O. 1, 1993 which authorizes the issuance of City of Indianapolis, Indiana Economic Development Water Facilities Refunding Revenue Bonds, Series 1993 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed $11,600,000 and amending the authorized redemption provisions and certain other matters REFERRED TO: Economic Development Committee	Adopted	04/12/93	04/14/93	177	200
3 SPONSORED BY: Ruhmkorff DIGEST: determining not to allow the Marion County Department of Public Welfare to borrow, on a short-term basis, $19,350,000 to fund welfare services for the remainder of 1993, and authorizing the County Auditor, upon receipt of an order from the State Board of Tax Commissioners, to borrow $19,350,000 from a financial institution on behalf of the Marion County Department of Public Welfare to pay for the department's welfare obligations pursuant to IC 12-19-5 and appropriating the proceeds of the borrowing REFERRED TO: Community Affairs Committee	Adopted	04/12/93	04/14/93	148	205
4 SPONSORED BY: Giffin DIGEST: authorizing the issuance of City of Indianapolis, Indiana Economic Development Health Care Facility Revenue Bond (Castleton Nursing Home Project) Series 1993 in the principal amount not to exceed $2,500,000 REFERRED TO: Economic Development Committee	Adopted	05/24/93	05/25/93	269	295
5 SPONSORED BY: Rhodes DIGEST: reestablishing the Indianapolis Cumulative Capital Development Fund for the years 1994, 1995 and 1996 REFERRED TO: Rules and Public Policy Committee	Adopted	05/24/93	05/26/93	113	306
6 SPONSORED BY: West DIGEST: reestablishing the Marion County Cumulative Capital Development Fund for the years 1994, 1995 and 1996 REFERRED TO: Rules and Public Policy Committee	Adopted	05/24/93	05/26/93	114	308

1993 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
7 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (MMM - Invest, Inc. Project) in an aggregate principal amount not to exceed $2,145,000 REFERRED TO: Economic Development Committee	Adopted	06/07/93	06/09/93	314	332
8 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project) in an aggregate principal amount not to exceed $3,500,000 REFERRED TO: Economic Development Committee	Adopted	07/12/93	07/16/93	372	408
9 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Airport Facility Revenue Refunding Bonds (Federal Express Corporation Project) Series 1994 in an aggregate principal amount not to exceed $45,000,000 REFERRED TO: Economic Development Committee	Adopted	08/23/93	08/24/93	437	597
10 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Morningside of College Park Project) in an aggregate principal amount not to exceed $6,695,000 REFERRED TO: Economic Development Committee	Adopted	08/23/93	08/24/93	438	600
11 SPONSORED BY: Curry DIGEST: electing to fund Metropolitan Emergency Communications Agency in 1994 with County Option Income Tax revenues REFERRED TO: Rules and Public Policy Committee	Adopted	08/23/93	08/25/93	436	612
12 SPONSORED BY: Giffin DIGEST: approving the execution of document amendments relating to the previously-issued City of Indianapolis, Indiana Pollution Control Revenue Bonds (General Motors Corporation Project), Series 1984 and approving and authorizing other actions in respect thereto REFERRED TO: Economic Development Committee	Adopted	09/13/93	09/15/93	477	643
13 SPONSORED BY: Coughenour DIGEST: approving a loan agreement and a note between the City and the Local Public Improvement Bond Bank in the amount of $20,000,000 and appropriating said funds (Barrett projects) REFERRED TO: Public Works Committee	Adopted	10/25/93	10/28/93	558	888

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
14 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Multi-family Housing Revenue Bonds (Sunrise Apartments Project) Series 1993A, Series 1993B and Series 1993C in a total aggregate principal amount not to exceed $6,000,000 REFERRED TO: Economic Development Committee	Adopted	11/22/93	11/29/93	613	982
15 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Adjustable Rate Economic Development Revenue Refunding Bonds, Series 1993 (Calderon Development Company Project) in an aggregate principal amount not to exceed $1,250,000 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	678	1040
16 SPONSORED BY: Giffin DIGEST: approving the issuance of City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1993A (The Meadows Section 8 Assisted Project) in the aggregate principal amount not to exceed $3,900,000 and City of Indianapolis, Indiana Taxable Economic Development Revenue Bonds, Series 1993B (The Meadows Section 8 Assisted Project), in the aggregate principal amount not to exceed $100,000 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	679	1043
17 SPONSORED BY: Giffin DIGEST: authorizing the amendment of documents relating to the previously issued $8,100,000 City of Indianapolis, Indiana Economic Development Revenue Bond (Webb/Henne Indianapolis Venture I Project) dated as of December 1, 1985 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	680	1046
18 SPONSORED BY: Giffin DIGEST: authorizing the amendment of documents relating to the previously issued $4,350,000 City of Indianapolis, Indiana Economic Development Revenue Bonds, Series A (Monument Circle Associates Project) dated as of April 1, 1985 REFERRED TO: Economic Development Committee	Adopted	12/13/93	12/15/93	681	1047
19 SPONSORED BY: O'Dell DIGEST: authorizing the issuance and sale to the Indianapolis Local Public Improvement Bond Bank of the Park District Note, for the purpose of procuring funds to refund a certain obligation of the Park District in an amount not to exceed $3,500,000 (Brookville/ Senour Economic Development Area) REFERRED TO: Parks and Recreation Committee	Adopted	12/13/93	12/15/93	648	1061

1993 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Park District not to exceed $25,885,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	17	85
2 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding Bonds of the Park District not to exceed $7,980,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	18	87
3 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Metropolitan Thoroughfare District not to exceed $60,385,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	19	88
4 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding Bonds of the Metropolitan Thoroughfare District not to exceed $18,490,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	20	91
5 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Redevelopment District not to exceed $22,710,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	21	93
6 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding bonds of the Redevelopment District not to exceed $3,000,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	22	94
7 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Sanitary District not to exceed $124,200,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	23	95
8 SPONSORED BY: Curry DIGEST: approving the issuance of Refunding Bonds of the Sanitary District not to exceed $15,260,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	24	99

1993 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
9 SPONSORED BY: Curry DIGEST: approving the issuance of the General Obligation Bonds of the Flood Control District not to exceed $38,680,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	25	101
10 SPONSORED BY: Curry DIGEST: approving the issuance of the Refunding Bonds of the Flood Control District not to exceed $3,235,000 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	02/16/93	26	103
11 SPONSORED BY: O'Dell DIGEST: approving certain public purpose grants for support of the arts REFERRED TO: Parks and Recreation Committee	Adopted	05/10/93	05/20/93	230	283
12 SPONSORED BY: Coughenour DIGEST: approving a Board of Public Works resolution regarding the write-off of certain sewer service accounts of $25 or less REFERRED TO: Public Works Committee	Adopted	05/10/93	05/20/93	201	286
13 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	459	682
14 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	460	686
15 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	461	691
16 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	462	696
17 SPONSORED BY: Schneider DIGEST: reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation REFERRED TO: Municipal Corporations Committee	Adopted	09/27/93	Not Req.	463	700

1993 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
18 SPONSORED BY: Smith, Moriarty, Shambaugh					
DIGEST: authorizing the direct payment of township poor relief claim vouchers by trustees					
REFERRED TO: Administration and Finance Committee					
	Adopted	10/11/93	10/19/93	441	846
19 SPONSORED BY: West					
DIGEST: approving the rate schedule for the Marion County Healthcare Center					
REFERRED TO: Community Affairs Committee					
	Adopted	11/22/93	11/29/93	482	978

1993 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: SerVaas DIGEST: approving a schedule of regular council meetings for the year 1993 REFERRED TO: Whole Committee	Adopted	01/04/93	Not Req.	656, 1992	5
2 SPONSORED BY: West DIGEST: reappointing Mary Alice Buckler to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	01/25/93	Not Req.	5	43
3 SPONSORED BY: West DIGEST: reappointing Reverend Paul Sanders to the Public Housing Advisory Council REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	Not Req.	7	43
4 SPONSORED BY: West DIGEST: reappointing Charles Pechette to the Public Housing Advisory Council REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	Not Req.	8	43
5 SPONSORED BY: West DIGEST: appointing Jon M. Bailey to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	29	44
6 SPONSORED BY: West DIGEST: appointing Susie Davie to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	30	44
7 SPONSORED BY: West DIGEST: appointing Patricia S. Nickell to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	31	44
8 SPONSORED BY: O'Dell DIGEST: approving the Mayor's appointment of Leon Edward Younger as Director of the Department of Parks and Recreation for a term ending December 31, 1993 REFERRED TO: Parks and Recreation Committee	Adopted	01/25/93	Not Req.	9	45
9 SPONSORED BY: Dowden DIGEST: approving the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1993 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/25/93	Not Req.	10	46

1993 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
10 SPONSORED BY: Coughenour DIGEST: approving the Mayor's appointment of Barry S. Baer as Director of the Department of Public Works for a term ending December 31, 1993 REFERRED TO: Public Works Committee	Adopted	01/25/93	Not Req.	13	47
11 SPONSORED BY: Gilmer DIGEST: approving the Mayor's appointment of E. Mitchell Roob, Jr., as Director of the Department of Transportation for a term ending December 31, 1993 REFERRED TO: Transportation Committee	Adopted	01/25/93	Not Req.	16	47
12 SPONSORED BY: West DIGEST: reappointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	Not Req.	28	48
13 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Caterina Cregor as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	Not Req.	14	72
14 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1993 REFERRED TO: Rules and Public Policy Committee	Adopted	02/08/93	Not Req.	15	72
15 SPONSORED BY: West DIGEST: reappointing W. Tobin McClamroch to the Audit Committee REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	32	73
16 SPONSORED BY: West DIGEST: reappointing Donald J. Hargadon to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	33	74
17 SPONSORED BY: West DIGEST: reappointing Joe M. Rink to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	34	74
18 SPONSORED BY: West DIGEST: reappointing James E. Sawyers to the Cable Franchise Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	35	74

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
19 SPONSORED BY: West DIGEST: reappointing Mary Alice Buckler to the Information Services Agency Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	36	75
20 SPONSORED BY: West DIGEST: reappointing Clifford R. Snedeker to the Information Services Agency Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	37	75
21 SPONSORED BY: West DIGEST: reappointing John von Arx to the Information Services Agency Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	38	75
22 SPONSORED BY: West DIGEST: reappointing Ruby Miller to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	42	75
23 SPONSORED BY: West DIGEST: reappointing Ray Battey to the City-County Administrative Board REFERRED TO: Administration and Finance Committee	Adopted	02/08/93	Not Req.	43	76
24 SPONSORED BY: West DIGEST: reappointing J. Lloyd Grannan to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	46	76
25 SPONSORED BY: West DIGEST: reappointing Chris R. Lowery to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	47	76
26 SPONSORED BY: West DIGEST: reappointing Rudy Hightower to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	48	77
27 SPONSORED BY: West DIGEST: reappointing Elliott Nelson to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	49	77
28 SPONSORED BY: West DIGEST: reappointing Dr. Philip C. Borst to the Indianapolis-Marion County Forensic Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	50	77

1993 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
29 SPONSORED BY: West DIGEST: reappointing Tony Buford to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	02/08/93	Not Req.	56	78
30 SPONSORED BY: West DIGEST: reappointing Arno Haupt to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	02/08/93	Not Req.	57	78
31 SPONSORED BY: West DIGEST: reappointing Holley Holmes to the Transportation Board REFERRED TO: Transportation Committee	Adopted	02/08/93	Not Req.	59	78
32 SPONSORED BY: West DIGEST: reappointing Howard Howe to the Transportation Board REFERRED TO: Transportation Committee	Adopted	02/08/93	Not Req.	60	79
33 SPONSORED BY: Dowden DIGEST: renewing the Community Corrections program for fiscal year 1993-94 and approving the actions of the Community Corrections Advisory Board with respect to the 1993-94 grant application to the State REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/08/93	Not Req.	51	107
34 SPONSORED BY: West DIGEST: appointing Margaret Maxwell to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	02/22/93	Not Req.	658, 1992	115
35 SPONSORED BY: West DIGEST: reappointing Stephanie S. Prichard to the Marion County Commission on Youth REFERRED TO: Community Affairs Committee	Adopted	02/22/93	Not Req.	6	115
36 SPONSORED BY: West DIGEST: reappointing Sue Shively to the Community Centers of Indianapolis Board REFERRED TO: Community Affairs Committee	Adopted	02/22/93	Not Req.	40	115
37 SPONSORED BY: West DIGEST: reappointing Claudia Prosser to the Indianapolis City-Market Corporation REFERRED TO: Metropolitan Development Committee	Adopted	02/22/93	Not Req.	41	115
38 SPONSORED BY: West DIGEST: reappointing Ray R. Irvin to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/12/93	Not Req.	44	192

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
39 SPONSORED BY: West DIGEST: reappointing Michael Rodman to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	04/12/93	Not Req.	134	186
40 SPONSORED BY: West DIGEST: reappointing Randolph L. Snyder to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	04/12/93	Not Req.	135	187
41 SPONSORED BY: West DIGEST: appointing Charles E. Kendall to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	04/12/93	Not Req.	137	187
42 SPONSORED BY: Boyd DIGEST: appointing David W. Hamilton to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/12/93	Not Req.	155	196
43 SPONSORED BY: Boyd DIGEST: appointing Virginia Dill McCarty to the Marion County Public Defender Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/12/93	Not Req.	156	196
44 SPONSORED BY: West DIGEST: reappointing Jack H. Hall, M.D. to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	133	268
45 SPONSORED BY: West DIGEST: reappointing Alan Retherford to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	182	269
46 SPONSORED BY: West DIGEST: reappointing Joanna Walker to the Metropolitan Board of Zoning Appeals Division I REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	183	269
47 SPONSORED BY: West DIGEST: reappointing Walter Stephen Johnes to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	184	269
48 SPONSORED BY: West DIGEST: reappointing Mary Jane Klepek to the Metropolitan Board of Zoning Appeals Division III REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	186	270

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
49 SPONSORED BY: West DIGEST: reappointing David R. Shirley to the Metropolitan Board of Zoning Appeals Division III REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	187	270
50 SPONSORED BY: Borst DIGEST: approving the Mayor's appointment of Daniel T. Kozlowski as Director of the Department of Metropolitan Development REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	Not Req.	229	271
51 SPONSORED BY: West DIGEST: appointing Nelson S. Hart to the Beech Grove Public Library Board REFERRED TO: Municipal Corporations Committee	Adopted	05/24/93	Not Req.	136	293
52 SPONSORED BY: West DIGEST: appointing Deborah Long to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	Not Req.	185	327
53 SPONSORED BY: West DIGEST: reappointing Brice A. Tressler to the Air Pollution Control Board REFERRED TO: Public Works Committee	Adopted	06/07/93	Not Req.	300	328
54 SPONSORED BY: West DIGEST: appointing Bernie Paul to the Air Pollution Control Board REFERRED TO: Public Works Committee	Adopted	06/07/93	Not Req.	301	328
55 SPONSORED BY: Curry DIGEST: rejecting amendments to Regulation XIII Asbestos Abatement, adopted April 8, 1993 REFERRED TO: Public Works Committee	Adopted	06/07/93	Not Req.	236	363
56 SPONSORED BY: SerVaas, Borst, Coughenour Curry, Dowden, Golc, Hinkle, Jimison, Moriary, O'Dell DIGEST: creating the Court Space Reorganization Commission REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/07/93	Not Req.	298	373
57 SPONSORED BY: West DIGEST: reappointing Fred G. Johnston, Jr. to the Board of Ethics REFERRED TO: Rules and Public Policy Committee	Adopted	06/21/93	Not Req.	302	382

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
58 SPONSORED BY: West DIGEST: reappointing Judy Seubert to the Board of Ethics REFERRED TO: Rules and Public Policy Committee	Adopted	06/21/93	Not Req.	303	383
59 SPONSORED BY: West DIGEST: appointing Susan Brooks to the Marion County Community Corrections Advisory Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	07/12/93	Not Req.	352	406
60 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Joseph E. Loftus as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993 REFERRED TO: Rules and Public Policy Committee	Adopted	08/02/93	Not Req.	381	456
61 SPONSORED BY: West DIGEST: appointing Diana Wilson Hall to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	08/23/93	Not Req.	350	593
62 SPONSORED BY: West DIGEST: appointing Michael B. Murphy to the Metropolitan Board of Zoning Appeals Division II REFERRED TO: Metropolitan Development Committee	Adopted	09/27/93	Not Req.	484	662
63 SPONSORED BY: West DIGEST: reappointing Phillip Hinkle to the Marion County Board of Tax Adjustment REFERRED TO: Administration and Finance Committee	Adopted	09/27/93	Not Req.	546	665
64 SPONSORED BY: Dowden DIGEST: confirming the Marion County Public Defender Board's nomination of Frances Watson Hardy as Marion County Chief Public Defender REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/25/93	Not Req.	485	873
65 SPONSORED BY: Coughenour DIGEST: approving the Mayor's appointment of Michael B. Stayton as Director of the Department of Public Works for a term ending December 31, 1993 REFERRED TO: Public Works Committee	Adopted	10/25/93	Not Req.	600	875
66 SPONSORED BY: SerVaas DIGEST: approving a schedule of regular council meetings for the year 1994 REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	662	962

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: All Councillors DIGEST: concerning the Ft. Benjamin Harrison Finance Center REFERRED TO: Whole Committee	Adopted	01/25/93	01/29/93	64	42
2 SPONSORED BY: Borst DIGEST: expanding the Urban Enterprise Zone boundaries to include Thomson Consumer Electronics, Inc. Headquarters (RCA plant) REFERRED TO: Metropolitan Development Committee	Adopted	01/25/93	01/29/93	650, 1992	59
3 SPONSORED BY: West DIGEST: determining the need to lease office and storage space at 129 East Market Street for the Department of Administration and other City and County departments REFERRED TO: Administration and Finance Committee	Adopted	01/25/93	01/29/93	657, 1992	62
4 SPONSORED BY: Beadling, Gilmer DIGEST: recognizing Richard G. Patterson REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	91	68
5 SPONSORED BY: Mullin, Coughenour, Short DIGEST: recognizing the Roncalli City Basketball Champions REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	92	69
6 SPONSORED BY: Short, Beadling, Hinkle, Jones, Rhodes DIGEST: concerning Indianapolis, U.S.A., and Monza, Italy REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	94	70
7 SPONSORED BY: Beadling, Moriarty DIGEST: urging the Department of Transportation to study improved signage REFERRED TO: Whole Committee	Adopted	02/08/93	02/16/93	93	69
8 SPONSORED BY: Beadling, Giffin DIGEST: recognizing Indianapolis entertainer Hal Fryar REFERRED TO: Whole Committee	Adopted	02/22/93	02/26/93	131	114
9 SPONSORED BY: Giffin DIGEST: approving and authorizing certain actions and notifying the trustee of the Wabash Valley Power Association, Inc.'s desire to redeem certain economic development revenue bonds REFERRED TO: Economic Development Committee	Adopted	02/22/93	02/26/93	132	121

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
10 SPONSORED BY: Rhodes DIGEST: approving a public purpose grant in the amount of $25,000 for the purpose of Central Indiana Radio Reading Inc. REFERRED TO: Administration and Finance Committee	Adopted	02/22/93	02/26/93	39	125
11 SPONSORED BY: Gilmer, Hinkle, West, Williams DIGEST: recognizing John P. Willen, P.E. REFERRED TO: Whole Committee	Adopted	03/15/93	03/19/93	167	140
12 SPONSORED BY: Golc DIGEST: remembering Judge John W. Tranberg REFERRED TO: Whole Committee	Adopted	03/15/93	03/19/93	168	141
13 SPONSORED BY: Giffin DIGEST: an inducement resolution for American Health Care-Castleton, Inc. in an amount not to exceed $2,500,000 for the acquisition of a one-story nursing home facility REFERRED TO: Economic Development Committee	Adopted	03/15/93	03/19/93	147	148
14 SPONSORED BY: Coughenour DIGEST: authorizing approval of an amendment to an existing Interlocal Cooperation Agreement between Indianapolis and Beech Grove for treatment of Beech Grove sewage by Indianapolis REFERRED TO: Public Works Committee	Adopted	03/15/93	03/19/93	89	163
15 SPONSORED BY: Gilmer DIGEST: authorizing the lease of office space for the Pike Township Assessor REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	105	171
16 SPONSORED BY: Coughenour, Borst DIGEST: approving annexation into the Indianapolis Sanitary District an area in Perry Township previously served by Southside Utilities, Inc. REFERRED TO: Public Works Committee	Adopted	03/15/93	03/19/93	112	157
17 SPONSORED BY: Hinkle, Brents, Giffin, Golc, Shambaugh DIGEST: recognizing the 1992-93 Ben Davis Giants basketball team REFERRED TO: Whole Committee	Adopted	04/12/93	04/14/93	212	190
18 SPONSORED BY: Hinkle, Brents, Giffin, Golc, Shambaugh DIGEST: recognizing the Ben Davis High School Golf Team REFERRED TO: Whole Committee	Adopted	04/12/93	04/14/93	213	191

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
19 SPONSORED BY: Giffin					
DIGEST: amending S.R. 76, 1991 by extending the expiration date on the Inducement Resolution for Allison Gas Turbine Division to October 31, 1993					
REFERRED TO: Economic Development Committee					
	Adopted	04/12/93	04/14/93	178	202
20 SPONSORED BY: Giffin, Borst					
DIGEST: recognizing William K. McGowen, Jr.					
REFERRED TO: Whole Committee					
	Adopted	04/26/93	04/29/93	234	236
21 SPONSORED BY: Gilmer					
DIGEST: recognizing radio newscaster Fred Heckman					
REFERRED TO: Whole Committee					
	Adopted	04/26/93	04/29/93	235	237
22 SPONSORED BY: Gilmer					
DIGEST: approving a public purpose grant to USS Indianapolis Survivors Memorial Organization, Inc. in the amount of $5,000					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/26/93	04/29/93	226	240
23 SPONSORED BY: Rhodes					
DIGEST: amending S.R. No. 80, 1992 by clarifying participation dates of County employees who join the Public Employees Retirement Fund					
REFERRED TO: Administration and Finance Committee					
	Adopted	04/26/93	04/29/93	84	248
24 SPONSORED BY: Boyd, West, SerVaas					
DIGEST: remembering Richard W. Guthrie					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	05/20/93	265	264
25 SPONSORED BY: Black					
DIGEST: recognizing King's Kids					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	05/20/93	266	265
26 SPONSORED BY: Golc					
DIGEST: recognizing Department of Public Works retiree Bobby Lee Dorney					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	05/20/93	267	267
27 SPONSORED BY: Golc, Borst, Jones					
DIGEST: recognizing the 1993 White River Park State Games					
REFERRED TO: Whole Committee					
	Adopted	05/10/93	05/20/93	268	267

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
28 SPONSORED BY: Beadling, Brents, Gilmer, Golc, SerVaas DIGEST: designating a section of Tenth Street as the "Vietnam Veterans Memorial Way" REFERRED TO: Metropolitan Development Committee	Adopted	05/10/93	05/20/93	151	266
29 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. 39, 1992, as amended, to extend the expiration date contained in the Inducement Resolution for Herff Jones, Inc. to December 31, 1993 REFERRED TO: Economic Development Committee	Adopted	05/10/93	05/20/93	270	276
30 SPONSORED BY: Giffin DIGEST: an inducement resolution for Associated Investors, Incorporated in an amount not to exceed $6,500,000 for the acquisition and renovation of existing multi-family residential rental units for use in low and moderate income housing REFERRED TO: Economic Development Committee	Adopted	05/10/93	05/20/93	271	277
31 SPONSORED BY: Dowden DIGEST: confirming local court rule authorizing filing of court pleadings by facsimile transmission REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/10/93	05/20/93	191	285
32 SPONSORED BY: Boyd DIGEST: condemning the actions of the local Black Panther Militia REFERRED TO: Whole Committee	Adopted	05/24/93	05/26/93	306	292
33 SPONSORED BY: Hinkle DIGEST: recognizing retired teacher Mimis Antonopoulos REFERRED TO: Whole Committee	Adopted	06/07/93	06/09/93	343	326
34 SPONSORED BY: Hinkle DIGEST: recognizing retired teachers Larry and Carol Highbaugh REFERRED TO: Whole Committee	Adopted	06/07/93	06/09/93	344	327
35 SPONSORED BY: Giffin DIGEST: amending S.R. No. 84, 1990, as amended, by extending the expiration date on the Inducement Resolution for Meadows Revival, Inc. through December 31, 1993 REFERRED TO: Economic Development Committee	Adopted	06/07/93	06/09/93	315	333

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
36 SPONSORED BY: Giffin DIGEST: amending S.R. No. 72, 1990, as amended, by extending the expiration date on Inducement Resolution for Homeward Partners, Inc. through December 31, 1993 REFERRED TO: Economic Development Committee	Adopted	06/07/93	06/09/93	316	334
37 SPONSORED BY: Coughenour, Brents DIGEST: concerning the availability of mental health services REFERRED TO: Community Affairs Committee	Adopted	06/07/93	06/09/93	291	367
38 SPONSORED BY: Borst DIGEST: approving the disbursement of a portion of the Community Development Block Grant Funds REFERRED TO: Metropolitan Development Committee	Adopted	06/07/93	06/09/93	293	370
39 SPONSORED BY: Franklin DIGEST: recognizing IPS School 11 principal Mamie R. Thompson REFERRED TO: Whole Committee	Adopted	06/21/93	06/25/93	361	380
40 SPONSORED BY: Smith DIGEST: recognizing heroine Sue Catron REFERRED TO: Whole Committee	Adopted	06/21/93	06/25/93	362	381
41 SPONSORED BY: Jimison DIGEST: congratulating Make-A-Wish Foundation during their Tenth Anniversary in Indiana REFERRED TO: Whole Committee	Adopted	06/21/93	06/25/93	363	382
42 SPONSORED BY: Rhodes DIGEST: approving a public purpose grant in the amount of $75,000 to Indiana University-Purdue University at Indianapolis for the purpose of financing educational access cable television programming REFERRED TO: Administration and Finance Committee	Adopted	06/21/93	06/25/93	317	393
43 SPONSORED BY: Borst DIGEST: approving the disbursement of $878,000 of Community Development Block Grant Funds REFERRED TO: Metropolitan Development Committee	Adopted	06/21/93	06/25/93	321	393
44 SPONSORED BY: Boyd DIGEST: remembering Sheriff James L. Wells REFERRED TO: Whole Committee	Adopted	07/12/93	07/14/93	384	405

1993 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
45 SPONSORED BY: Giffin					
DIGEST: an Inducement Resolution for Brulin & Company, Inc. in an amount not to exceed $1,500,000 for an addition to the existing facilities located at 2920 Dr. Andrew J. Brown Avenue					
REFERRED TO: Economic Development Committee					
	Adopted	07/12/93	07/14/93	373	411
46 SPONSORED BY: Borst					
DIGEST: approving the disbursement of $50,000 of Community Development Block Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	07/12/93	07/14/93	349	429
47 SPONSORED BY: Beadling					
DIGEST: recognizing Joe Sparks of the Indianapolis Indians					
REFERRED TO: Whole Committee					
	Adopted	08/02/93	08/05/93	417	454
48 SPONSORED BY: Hinkle					
DIGEST: recognizing Indy-West Wrestling Club and their Japanese visitors					
REFERRED TO: Whole Committee					
	Adopted	08/02/93	08/05/93	418	455
49 SPONSORED BY: Boyd					
DIGEST: recognizing the "Blackmon Family Reunion '93"					
REFERRED TO: Whole Committee					
	Adopted	08/02/93	08/05/93	419	456
50 SPONSORED BY: Ruhmkorff					
DIGEST: repealing Special Resolution No. 44, 1990, which established the Marion County Commission on Youth					
REFERRED TO: Community Affairs Committee					
	Adopted	08/02/93	08/05/93	374	582
51 SPONSORED BY: Borst					
DIGEST: approving the disbursement of $1,200,797 of Community Development Block Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/02/93	08/05/93	376	582
52 SPONSORED BY: Smith					
DIGEST: congratulating the Franklin Central High School Band					
REFERRED TO: Whole Committee					
	Adopted	08/23/93	08/25/93	456	591
53 SPONSORED BY: Beadling					
DIGEST: recognizing Razor Shines of the Indianapolis Indians					
REFERRED TO: Whole Committee					
	Adopted	08/23/93	08/25/93	457	592

1993 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
54 SPONSORED BY: Williams DIGEST: recognizing the Day of the Working Parent and Indianapolis Section of the National Council of Jewish Women REFERRED TO: Whole Committee	Adopted	08/23/93	08/25/93	458	592
55 SPONSORED BY: Mullin, SerVaas DIGEST: urging the adoption of Daylight Saving Time REFERRED TO: Rules and Public Policy Committee	Adopted	08/23/93	08/25/93	351	614
56 SPONSORED BY: Williams DIGEST: concerning The Massachusetts Avenue Arts District REFERRED TO: Whole Committee	Adopted	09/13/93	09/15/93	493	638
57 SPONSORED BY: Beadling DIGEST: recognizing the 90th Anniversary of Fort Benjamin Harrison REFERRED TO: Whole Committee	Adopted	09/13/93	09/15/93	494	639
58 SPONSORED BY: Rhodes, Jimison DIGEST: concerning Government Cable Channel 16-TV REFERRED TO: Whole Committee	Adopted	09/13/93	09/15/93	506	640
59 SPONSORED BY: Giffin DIGEST: an Inducement Resolution for Sure Start, Inc. in an amount not to exceed $5,000,000 for the acquisition, renovation and equipping of an existing building located at 4760 Kentucky Avenue for use in the re-manufacturing of starters and alternators REFERRED TO: Economic Development Committee	Adopted	09/13/93	09/15/93	478	644
60 SPONSORED BY: Borst DIGEST: approving the disbursement of $358,000 of Community Development Block Grant Funds REFERRED TO: Metropolitan Development Committee	Adopted	09/13/93	09/15/93	443	653
61 SPONSORED BY: Rhodes DIGEST: remembering Maynard R. Hokanson REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	531	659
62 SPONSORED BY: Golc, SerVaas DIGEST: recognizing the 100-year-old Thomas L. Green & Company REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	532	660

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
63 SPONSORED BY: Short DIGEST: recognizing the city's first small business incubator REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	533	661
64 SPONSORED BY: Mullin DIGEST: recognizing United Way's "Day of Caring" REFERRED TO: Whole Committee	Adopted	09/27/93	10/01/93	534	661
65 SPONSORED BY: Beadling, Moriarty DIGEST: remembering IPD Officer Teresa Jean Hawkins REFERRED TO: Whole Committee	Adopted	10/11/93	10/19/93	574	825
66 SPONSORED BY: O'Dell DIGEST: recognizing the services of Mark Bowell REFERRED TO: Whole Committee	Adopted	10/11/93	10/20/93	575	826
67 SPONSORED BY: Many Councillors DIGEST: condemning unfunded federal mandates REFERRED TO: Whole Committee	Adopted	10/11/93	10/19/93	576	827
68 SPONSORED BY: Giffin DIGEST: an Inducement Resolution for Sunrise Housing, Ltd, in an amount not to exceed $5,500,000 for the acquisition, renovation and equipping of existing multi-family residential rental facilities located at 47th and Georgetown Road REFERRED TO: Economic Development Committee	Adopted	10/11/93	10/19/93	547	834
69 SPONSORED BY: Franklin DIGEST: authorizing the transfer of lawn-mowing equipment from the Department of Administration to the Executive Council of Senior High Rise Communities, Inc. for use in maintaining Public Housing Division properties REFERRED TO: Administration and Finance Committee	Adopted	10/11/93	10/19/93	481	849
70 SPONSORED BY: Borst, Coughenour DIGEST: remembering Lynn Druding REFERRED TO: Whole Committee	Adopted	10/25/93	10/28/93	597	871
71 SPONSORED BY: Beadling DIGEST: recognizing Raymond F. Benjamin and the St. Vincent de Paul Society REFERRED TO: Whole Committee	Adopted	10/25/93	10/28/93	598	871

1993 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
72 SPONSORED BY: Giffin DIGEST: requesting the main meeting room of Krannert Park Family Center be named the Dwight L. Cottingham Room REFERRED TO: Whole Committee	Adopted	10/25/93	10/28/93	599	872
73 SPONSORED BY: Hinkle DIGEST: recognizing the Ben Davis "Marching Giants" Band REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	630	933
74 SPONSORED BY: Williams, Moriarty DIGEST: recognizing Henry Leuman and Bob Meyers REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	631	934
75 SPONSORED BY: Coughenour DIGEST: recognizing the latest cost-saving project by Indianapolis' Advanced Wastewater Treatment staff REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	632	935
76 SPONSORED BY: Beadling DIGEST: recognizing the 75th anniversary of World War I REFERRED TO: Whole Committee	Adopted	11/08/93	11/10/93	633	936
77 SPONSORED BY: Giffin DIGEST: authorizing the amendment of S.R. No. 59, 1993 adopted on September 13, 1993 as an inducement resolution for Sure Start, Inc. to acquire and renovate the existing Mallory facility located at 4760 Kentucky Avenue REFERRED TO: Economic Development Committee	Adopted	11/08/93	11/10/93	614	939
78 SPONSORED BY: Giffin DIGEST: an inducement resolution for Forest City Residential Development, Inc. ("Forest City") in an amount not to exceed $10,355,000 for the acquisition, construction, renovation, installation and equipping of the existing 520 units multi-family residential rental project known as Knob in the Woods Apartments located at 2130 Waterford Place REFERRED TO: Economic Development Committee	Adopted	11/08/93	11/10/93	615	940
79 SPONSORED BY: Giffin DIGEST: an inducement resolution for Quinn I, Limited Partnership ("Quinn") in an amount not to exceed $4,000,000 for the acquisition, construction, renovation, installation and equipping of the existing 330 unit multi-family residential rental project known as The Meadows Apartments located at 4006 Meadows Drive REFERRED TO: Economic Development Committee	Adopted	11/08/93	11/10/93	616	942

1993 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
80 SPONSORED BY: Shambaugh, Williams DIGEST: commending Caress Garten REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	656	957
81 SPONSORED BY: Hinkle DIGEST: recognizing Dr. David L. Shull, 1993 District Middle School Principal of the Year REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	657	958
82 SPONSORED BY: Hinkle DIGEST: recognizing Dr. James Wesley Mifflin, 1993 Indiana High School Principal of the Year REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	658	959
83 SPONSORED BY: Coughenour DIGEST: recognizing the 100th Anniversary of Wheeler Mission REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	659	960
84 SPONSORED BY: Ruhmkorff, O'Dell DIGEST: congratulating the Warren Township Fire Department Extrication Team REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	660	960
85 SPONSORED BY: Borst DIGEST: commending Purdue University REFERRED TO: Whole Committee	Adopted	11/22/93	11/29/93	661	961
86 SPONSORED BY: Coughenour DIGEST: authorizing the transfer of the Mark DiSuvero "Snow Plow" sculpture to the Indianapolis Museum of Art REFERRED TO: Public Works Committee	Adopted	11/22/93	11/29/93	596	971
87 SPONSORED BY: Coughenour, Mullin DIGEST: recognizing the 1993 state football champion Roncalli High School Rebels REFERRED TO: Whole Committee	Adopted	12/13/93	12/15/93	697	1016
88 SPONSORED BY: Shambaugh, Golc DIGEST: recognizing the service of Robert A. O'Neal REFERRED TO: Whole Committee	Adopted	12/13/93	12/15/93	698	1017
89 SPONSORED BY: O'Dell DIGEST: recognizing Rupert Daily's 48 years of service to the City of Indianapolis REFERRED TO: Whole Committee	Adopted	12/13/93	12/15/93	699	1017

1993 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
90 SPONSORED BY: Boyd, Gray, Jimison					
DIGEST: extending condolences to the family and friends of LaShunda Davis and seeking to create meaning to an otherwise senseless act of shooting violence					
REFERRED TO: Whole Committee					
	Adopted	12/13/93	12/15/93	700	1018
91 SPONSORED BY: Boyd					
DIGEST: commending the Indianapolis Police Department for their quick action in the LaShunda Davis killing, commending citizens for their role, and encouraging all citizens to "tell" when their communities are being threatened or damaged					
REFERRED TO: Whole Committee					
	Adopted	12/13/93	12/15/93	701	1019
92 SPONSORED BY: Rhodes					
DIGEST: authorizing the lease of space for the Family Advocacy Center located at 233 McCrea Street					
REFERRED TO: Administration and Finance Committee					
	Adopted	12/13/93	12/15/93	664	1023
93 SPONSORED BY: Giffin					
DIGEST: amending S.R. 72, 1990, as amended, by extending the expiration date on the Inducement Resolution for Homeward Partners, Inc. through February 28, 1994					
REFERRED TO: Economic Development Committee					
	Adopted	12/13/93	12/15/93	675	1037
94 SPONSORED BY: Giffin					
DIGEST: amending S.R. 84, 1990, as amended, by extending the expiration date on the Inducement Resolution for Meadows Revival, Inc. through June 30, 1994					
REFERRED TO: Economic Development Committee					
	Adopted	12/13/93	12/15/93	676	1038
95 SPONSORED BY: Giffin					
DIGEST: amending S.R. 39, 1992, as amended, by extending the expiration date on the Inducement Resolution for Herff Jones, Inc. through June 30, 1994					
REFERRED TO: Economic Development Committee					
	Adopted	12/13/93	12/15/93	677	1039

1993 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9535 Pendleton Pike REFERRED TO: Whole Committee	Adopted	01/04/93	Not Req.	27	8
2 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 101 South German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	65	53
3 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11209 East Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	66	53
4 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 101 South German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	67	53
5 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 3350 Lafayette Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	68	53
6 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 527-45 Eastern Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	69	53
7 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5692 Central Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	70	53
8 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6366 Oaklandon Road, rear (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	71	54

1993 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
9 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2001 Yandes Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	72	54
10 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 9151 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	73	54
11 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 3950 Moller Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	74	54
12 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 20, 5302 Churchman Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	75	54
13 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 3920 South Post Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	76	54
14 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 3920 South Post Road, (rear) (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	77	54
15 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4625 West 52nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	78	54
16 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5412 North High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	79	54

1993 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
17 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4501 West 71st Street (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	80	55
18 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7853 Oaklandon Road (approximate address) REFERRED TO: Whole Committee	Adopted	01/25/93	Not Req.	81	55
19 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 2550 Cold Spring Road (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	96	80
20 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 11501 East 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	97	80
21 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8050 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	98	80
22 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 8070 South Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	99	80
23 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4456 and 4460 North Keystone Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	100	80
24 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8302 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/08/93	Not Req.	101	80

1993 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
25 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6802 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	138	122
26 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6804 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	139	122
27 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2424 East South County Line Road REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	140	122
28 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11210 East 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	141	122
29 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5023 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	142	123
30 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2635 Kentucky Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req	143	123
31 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 23, 2850 South Emerson Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	144	123
32 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 8401 East Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	02/22/93	Not Req.	145	123

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
33 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 1314 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	169	149
34 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 1818 East Stop 10 Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	170	149
35 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 3561 English Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	171	150
36 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1790 East 54th Street (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	172	150
37 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 530 North Rural Street (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	173	150
38 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7658 Noel Road (approximate address) REFERRED TO: Whole Committee	Adopted	03/15/93	Not Req.	174	150
39 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 6351 Five Points Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	218	203
40 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 2999 North Raceway Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	219	203

1993 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
41 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 5120 East 82nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	220	203
42 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1720 Country Club Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	221	203
43 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6719 Coffman Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	222	204
44 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 3520 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	214	239
45 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 529-545 Lord Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	224	204
46 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 620 East Georgia Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	225	204
47 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 5640 South High School Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	237	240
48 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3102 West 79th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	238	240

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
49 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 128 South College Avenue (Rear) (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	239	241
50 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1202 North Girls School Road (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	240	241
51 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 3940 North Pennsylvania Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	241	241
52 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6410 Winona Drive (approximate address) REFERRED TO: Whole Committee	Adopted	04/12/93	Not Req.	223	204
53 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 3520 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	215	239
54 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 3520 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	04/26/93	Not Req.	216	239
55 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 4920 East 56th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	217	275
56 SPONSORED BY: BORST DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6813 East 21st Street REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	274	278

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
57 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8160 Hunters Place (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	275	279
58 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1502 Country Club Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	276	279
59 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8450 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	277	279
60 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8424 Rockville Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	278	279
61 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 5225-5229 Regent Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	279	279
62 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3870 South Foltz Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	280	279
63 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 3205 East Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	281	279
64 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 2807 Tansel Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	282	279

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
65 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 9825 East 96th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	283	279
66 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3730 North Kitley Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	284	280
67 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 15 Country Club Road (approximate address) REFERRED TO: Whole Committee	Adopted	05/10/93	Not Req.	285	280
68 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 5050 West Troy Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	307	297
69 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 9901 East 38th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	308	297
70 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2051 West 79th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	309	297
71 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 7145 East 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	310	297
72 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6510 Georgetown Road (approximaste address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	311	298

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
73 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12151 East 65th Street (approximate address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	312	298
74 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12201 East 65th Street (address) REFERRED TO: Whole Committee	Adopted	05/24/93	Not Req.	313	298
75 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7040 West 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/07/93	Not Req.	345	335
76 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 4630 East 79th Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/07/93	Not Req.	346	335
77 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3455 Mann Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/07/93	Not Req.	347	335
78 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3120 North Meridian Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	366	385
79 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3051-3131 North Illinois Street, 3130 North Meridian Street, 120 West 30th Street, 3009-3043 North Kenwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	367	385
80 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 25, 51 West Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	368	385

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
81 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 6819 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	369	385
82 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6279 Ralston Road (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	370	386
83 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8055 U.S. 31 South (approximate address) REFERRED TO: Whole Committee	Adopted	06/21/93	Not Req.	371	386
84 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 8055 U.S. 31 South (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	385	413
85 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8606 North Lafayette Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	386	413
86 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 9010 Cooper Road (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	387	413
87 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1545-1551 North Park Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	388	413
88 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 1836 West 51st Street (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	389	413

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
89 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 11415 East 38th Street (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	390	414
90 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 8829 and 8835 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	07/12/93	Not Req.	365	416
91 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7820 Bluff Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	426	463
92 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9510 Brandt Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	427	463
93 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1125 Brookside Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	428	464
94 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2853-2855 South Holt Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	429	464
95 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 232-234 North College Avenue REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	430	464
96 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 307 South Missouri Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	431	464

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
97 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 7950 Frye Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	432	464
98 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 531-537 Indiana Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	433	464
99 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4850 West Martha Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	434	464
100 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 9, 4802 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/02/93	Not Req.	435	464
101 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 11, 1740 East 30th Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	464	603
102 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6950 U.S. Hwy. 31 South (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	465	603
103 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 422 West Michigan Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	466	603
104 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, Cottage Home Neighborhood (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	467	603

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
105 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 4101 South Emerson Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	468	604
106 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 15 Country Club Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	469	604
107 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 3422 East Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	470	604
108 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 2920 West 62nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	471	604
109 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1001 Broad Ripple Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	472	604
110 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 506 East National Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	473	604
111 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 6260 East 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	474	604
112 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7667 North Oaklandon Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	475	604

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
113 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 24, 7709 Shelbyville Road (approximate address) REFERRED TO: Whole Committee	Adopted	08/23/93	Not Req.	476	604
114 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8738 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	495	646
115 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 2920 West 62nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	496	646
116 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 1001 Broad Ripple Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	497	646
117 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 4137 Madison Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	498	646
118 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 3745 North Arlington Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	499	646
119 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5701 West 46th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	500	646
120 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 2305 South Rybolt Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	501	647

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
121 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 201-255 and 240-250 South Meridian Street and 25 Jackson Place and 28 West Louisiana Stsreet (approximate addresses) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	502	647
122 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7580 Walnut Drive (a/k/a 2402 Westlane Road) (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	503	647
123 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11100 East 38th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/13/93	Not Req.	504	647
124 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2507 East 72nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	535	665
125 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1691 East 25th Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	536	666
126 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 24, 4602 South Emerson Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	537	666
127 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2716 North Tacoma Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	538	666
128 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 6283 Oaklandon Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	539	666

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	Action	Date	Approved By Mayor	Proposal Number	Journal Page
129 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 2502 East Raymond Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	540	666
130 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 416 West Walnut Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	541	666
131 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 917-927 North Alabama Street (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	542	666
132 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	543	666
133 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 4402 Stout Field South Drive (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	544	666
134 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 5601 North Guion Road (approximate address) REFERRED TO: Whole Committee	Adopted	09/27/93	Not Req.	545	667
135 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 608 East 22nd Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	578	836
136 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 6141 East 34th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	579	836

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137 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1421 West Thompson Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	580	836
138 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 15, 2322 East Washington Street REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	581	836
139 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1062 Virginia Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	582	836
140 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4851 Tincher Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	583	836
141 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6324 Kentucky Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	584	837
142 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5245 Victory Drive REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	585	837
143 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 1024 East Sanders Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	586	837
144 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 451 South German Church Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/11/93	Not Req.	587	837

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145 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8402 North Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	603	876
146 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 8402 Michigan Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	604	876
147 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5350 Elmwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	606	877
148 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 8750 Zionsville Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	607	877
149 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4098 Killdeer Drive (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	608	877
150 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 10790 East 79th Street and 7910 Sunnyside Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	609	877
151 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4906 Kentucky Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	610	877
152 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4101 East Stop 11 Road (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	611	877

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153 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 536 West 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	10/25/93	Not Req.	612	877
154 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8824 South Meridian Street REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	636	944
155 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7814 West 21st Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	637	944
156 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 25, 1622-1712 North Cumberland Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	638	944
157 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 9375-9405 Whitley Drive (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	639	944
158 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 4503 Massachusetts Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	640	944
159 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9345 Brookville Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	641	944
160 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 2820 North Meridian Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	642	944

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161 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 2940 Cold Spring Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/08/93	Not Req.	605	945
162 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District #13, 8602 East 10th Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	666	965
163 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District #9, 740 West 28th Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	667	965
164 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 8701 River Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	668	965
165 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 701 South Mitthoeffer Road (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	669	965
166 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 9, 4506 North Dakota Street (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	670	965
167 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 4137-4167 North College Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	671	965
168 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 23, 5418 Elmwood Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	11/22/93	Not Req.	672	965

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169 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1902 South Franklin Road (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	717	1049
170 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 6691 East Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	718	1049
171 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3711-3721 West 86th Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	719	1049
172 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 8001 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	720	1050
173 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 10, 2440 Shadeland Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	721	1050
174 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2803 West Washington Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	722	1050
175 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6330 Guilford Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	723	1050
176 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 1702 Ludlow Avenue (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	724	1050

1993 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
177 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 3, 451 East 91st Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	725	1050
178 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 650-674 Massachusetts Avenue (address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	726	1050
179 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 902-948 and 901-949 Fayette Street (approximate address) REFERRED TO: Whole Committee	Adopted	12/13/93	Not Req.	727	1050

1993 POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Dowden DIGEST: appropriating $970,000 for the Department of Public Safety, Police Division, for construction of an annex to the North District IPD headquarters and for construction of a new South District IPD headquarters REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	272	398
2 SPONSORED BY: Dowden DIGEST: the annual budget for the Police Special Service District for 1994 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/27/93	10/01/93	420	669
3 SPONSORED BY: Rhodes DIGEST: approving reductions in proposed expenditures since the adoption of the 1993 Police Special Service District Annual Budget in the amount of $1,454,727 REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	618	1009

1993 FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Dowden DIGEST: appropriating $3,287,500 for the Department of Public Safety, Fire Division, to replace: (1) Fire Station Nos. 18 and 28, (2) the heat, ventilation and air conditioning system at IFD headquarters on New Jersey Street, and (3) the ventilation systems at various fire stations REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/21/93	06/25/93	273	399
2 SPONSORED BY: Dowden DIGEST: the annual budget for the Fire Special Service District for 1994 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/27/93	10/01/93	421	674
3 SPONSORED BY: Dowden DIGEST: transferring and appropriating $1,109,500 for the Department of Public Safety, Fire Division, to cover personnel expenses through the end of the year and to pay the hydrant rental due the Indianapolis Water Company REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/11/93	10/19/93	446	864
4 SPONSORED BY: Rhodes DIGEST: approving reductions in proposed expenditures since the adoption of the 1993 Fire Special Service District Annual Budget in the amount of $1 million REFERRED TO: Administration and Finance Committee	Adopted	11/22/93	11/29/93	619	1010

1993 SOLID WASTE SPECIAL SERVICE DISTRICT INDEX

FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Rhodes DIGEST: amending S.W.C.S.S.D.F.O. No. 1, 1992 (Solid Waste Collection Special Service District Annual Budget for 1993) by establishing salary increases for bargaining unit employees for calendar year 1993 REFERRED TO: Administration and Finance Committee	Adopted	03/15/93	03/19/93	102	167
2 SPONSORED BY: Coughenour DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1994 REFERRED TO: Public Works Committee	Adopted	09/27/93	10/01/93	422	679

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